

RESOLUTION NO.2510-N.S.

A RESOLUTION ALLOWING CLAIMS AGAINST THE CITY OF MODESTO FOR THE MONTH OF
DECEMBER, 1932

---oCo---

WHEREAS, the various claims against the City of Modesto for the month of December, 1932, having been duly audited and approved by the Council,
NOW THEREFORE, BE IT RESOLVED that all of the claims so audited and approved be and they are hereby allowed; reference being made to the Auditor's Cash Book for further details regarding the withdrawals from the various funds as follows:

GENERAL FUND	\$ 14,215.14
WATER FUND	2,582.24
BOND RED. INT. FUND	3,625.00
ST. BOND RED. INT. FUND	7.88
LIBRARY FUND	1,728.13
TOTAL	\$ 22,158.39

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of January, 1933, by Commissioner Falger, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____
H. E. GRAGG
CITY CLERK

* * * * *

RESOLUTION NO.2511-N.S.

A RESOLUTION ALLOWING THE VARIOUS CLAIMS AGAINST THE CITY WELFARE COMMITTEE FOR
SUPPLIES FURNISHED TO THE BUNDLE STORE

---oCo---

WHEREAS, the City Welfare Committee, together with other welfare organizations in the City, is conducting a relief project known as the Bundle Store at 1015 H Street; and

WHEREAS, there has been filed with this Council various claims for supplies furnished to the said Bundle Store which were authorized purchased by the City Welfare Committee;

NOW THEREFORE, BE IT RESOLVED that claims against the City Welfare Committee as follows:

J. C. PENNEY CO.	\$ 2.14
UNION SHOE SHOP.	20.77

be and the same are hereby allowed, and the City Clerk and Auditor instructed to draw a warrant for each of the above listed claims in the amounts stated.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of January, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it

was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H.E. GRAGG
CITY CLERK

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RESOLUTION NO.2512-N.S.

A RESOLUTION ACCEPTING THE BID OF OSTERBURG BROTHERS FOR DRILLING A WELL AT PUMP
STATION NO.4

---oOo---

WHEREAS, pursuant to the calling for bids to be received and opened on December 28th, 1932, and to the subsequent postponement of action on all bids received until this time; and

WHEREAS, it appears that the bid of Osterburg Brothers is the lowest and best bid of all bids submitted;

NOW THEREFORE, BE IT RESOLVED that the bid of Osterburg Brothers for the drilling of a well at Pump Station No.4 be and the same is hereby accepted and the City Clerk instructed to return to the unsuccessful bidders their certified checks accompanying their bids;

BE IT FURTHER RESOLVED that the Mayor and City Clerk be and they are hereby authorized and instructed to enter into a contract with Osterburg Brothers for the drilling of said well at the prices named in his proposal, which proposal is now on file in the office of the City Clerk.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of January, 1933, by Commissioner Boundey who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H.E. GRAGG
CITY CLERK

RESOLUTION NO. 2513-N.S.

A RESOLUTION CALLING FOR BIDS FOR MATERIALS FOR THE CONSTRUCTION OF A STORM
SEWER IN THE CAPITOL HEIGHTS ADDITION

--- oOo ---

WHEREAS, pursuant to various petitions, oral communications, etc. made to the Council for the construction of a storm sewer in the Capitol Heights District, covering a period of several years, there has been a renewal of discussion of the project at this time; and

WHEREAS, it is the consensus of opinion of the Council that the City can proceed with its share of the work by constructing the main line trunk sewer and thereby offer a means of partially alleviating the unemployment situation in the City, without awaiting the formal procedure required by Statute for the formation of a public improvement district for the various private connections to the main line;

THEREFORE, BE IT RESOLVED that the City Clerk be and he is hereby instructed to advertise for bids for materials for the construction of a main line trunk sewer in the Capitol Heights District, as per the specifications filed by the City Engineer, which specifications are now on file in the office of the City Clerk and by this reference made a part hereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of January, 1933, by Commissioner Boundey, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H.E. GRAGG
CITY CLERK

RESOLUTION NO. 2514-N.S.

A RESOLUTION CALLING FOR BIDS FOR A TREE SPRAYING MACHINE

---oOo---

BE IT RESOLVED that the City Clerk be and he is hereby instructed to advertise for bids for a tree spraying machine as per the specifications filed by the City Engineer, the said bids to be opened Wednesday, January 25th, 1933.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of January, 1933, by Commissioner Falger, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

RESOLUTION NO. 2515-N.S.

ADJOURNMENT

--- oOo ---

BE IT RESOLVED that this Council meeting now in session be and the same is hereby adjourned to meet again in adjourned session on Friday, January 20th, 1933, at 2:30 P.M. at the usual place.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of January, 1933 by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

RESOLUTION NO.2516-N.S.

A RESOLUTION ACCEPTING THE BID OF STANISLAUS LUMBER CO. FOR 10,000 FEET OF LUMBER

---oOo---

WHEREAS, pursuant to the advertising for bids for 10,000 feet of O. P. Lumber for the construction of a trunk line storm sewer in the Capitol Heights District, this being the time set out for the opening of said bids; and

WHEREAS, there were on file five bids, of which it appears that that of the Stanislaus Lumber Company is the lowest and best bid;

THEREFORE, BE IT RESOLVED that the bid of the Stanislaus Lumber Company for 10,000 Board Feet of Lumber at a price of \$ 180.00 be and the same is hereby accepted; that all other bids be and they are hereby rejected and the City Clerk instructed to return to the unsuccessful bidders their certified checks accompanying their bids.

The foregoing resolution was introduced at a regularly adjourned meeting of the Council of the City of Modesto held on the 20th day of January, 1933, by Commissioner Boundey, who moved its adoption, which motion being duly seconded it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

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RESOLUTION NO. 2517- N.S.

A RESOLUTION ACCEPTING THE BID OF THE UNITED CONCRETE PIPE CORPORATION FOR 60 LINEAL FEET OF 4' CONCRETE PIPE

---oOo---

WHEREAS, pursuant to the advertising for bids for sixty lineal feet of 4'-concrete pipe for the construction of a trunk line storm sewer in the Capitol Heights District, this being the time set out for the opening of bids; and

WHEREAS, there were on file one bid, which appeared to be satisfactory in all respects, namely: the bid of the United Concrete Pipe Corporation;

BE IT THEREFORE RESOLVED that the bid of the said United Concrete Pipe Corporation for 60 lineal feet of 4' concrete pipe at a price of \$ 330.00 be and the same is hereby accepted.

The foregoing resolution was introduced at a regularly adjourned meeting of the Council of the City of Modesto held on the 20th day of January, 1933, by Commissioner Boundey, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG
CITY CLERK

RESOLUTION NO. 2518-N.S.

A RESOLUTION ALLOWING CLAIM OF SALVATION ARMY FOR REDEMPTION OF MEAL TICKETS

---oOo---

WHEREAS, the Salvation Army has presented to the City Council a claim in the amount of \$ 32.50 for the redemption of tickets for meals, rooms, groceries, etc. given to indigents by the Police Department; and

WHEREAS, it is the unanimous opinion of the Council that the above mentioned claim is in order and should be allowed;

BE IT FURTHER RESOLVED that the claim of the Salvation Army in the amount of \$ 32.50 for redemption of tickets for meals, rooms, groceries, etc. given to indigents by the Police Department be and the same as hereby allowed, and the City Clerk and Auditor authorized to draw a warrant in the amount stated.

The foregoing resolution was introduced at an adjourned meeting of the Council of the City of Modesto held on the 20th day of January, 1933, by Commissioner Falger, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG
CITY CLERK

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RESOLUTION NO. 2519-N.S.

A RESOLUTION FAVORING THE SPEEDY CONSUMATION OF PLANS FOR THE CONSTRUCTION OF A TRUNK LINE STORM SEWER IN THE CAPITOL HEIGHTS DISTRICT

--- oOo ---

WHEREAS, this Council has been considering a proposed project for installation of a trunk line storm sewer in the Capitol Heights District not only because it is a much needed public improvement, but also as a means of furnishing employment to the growing number of unemployed in the City; and

WHEREAS, at this time the City Engineer filed a map showing the proposed location of the trunk line sewer which the City would construct, and to which the City would construct, and to which the various property owners could connect by the formation of a public improvement district to take care of the expense of connecting with the same; and

WHEREAS, it is the intention of the Council to proceed under the Statutes of the State of California to institute legislation for the formation of such a district;

BE IT THEREFORE RESOLVED that this Council does hereby declare itself to favor the speedy consumation of the plans of the City for constructing a main trunk line storm sewer in the Capitol Heights District and for the formation of a public improvement district for the connections of private lines thereto.

The foregoing resolution was introduced at a regularly adjourned meeting of the Council of the City of Modesto held on the 20th day of January, 1933,

by Commissioner Boundey, who moved its adoption, which motion being duly seconded it was upon roll call adopted by the following vote:

Ayes: Councilmen: Boundey, Balger, and Mayor Dennett

Noes: Councilmen: Rogers and Brown

Absent: Councilmen: None

Attest: H. E. GRAGG
CITY CLERK

RESOLUTION NO. 2520-N.S.

A RESOLUTION ADOPTING WAGE SCALE FOR PUBLIC WORKS PERFORMED UNDER CONTRACT

---oOo---

BE IT RESOLVED that the following wage scale be and the same is hereby adopted by the Council of the City of Modesto for public works performed under contract:

Asbestos workers.....	\$ 8.00
Asphalt Plant Operators.....	8.00
Asphalt Feeders.....	4.00
Asphalt Rakers	5.00
Asphalt Scale men.....	6.00
Bricklayers.....	10.00
Bricklayers Hod Carriers.....	7.00
Bricklayers Manhole construction.....	5.00
Bricklayers Hod Carriers Manhole Construction.....	4.25
Carpenters.....	7.20
Carpenters Apprentices.....	5.00
Carpenters Bridge form work.....	6.00
Carpet Linoleum workers.....	9.00
Cement Finishers.....	8.00
Cement Finishers..Paving.....	6.50
Cement workers.....	5.00
Concrete mixer men.....	5.50
Common laborers.....	4.00
Electrical workers.....	8.00
Electrical workers helpers.....	5.00
Elevator constructors.....	10.40
Elevator constructors helpers.....	7.28
Operators, hoisting, portable, quarries, tractors over 50 HP..	9.00
Operators, Roller, Mixers.....	10.00
Operators Stone Derricks.....	10.00
Engineers, Bridge and Structural	10.00
Operators, Pile Drivers, Derrick Barges, Cableways.....	10.00
Engine, Fireman and Apprentices, Structural work.....	7.00
Firemen, Asphalt Plant.....	5.00
Glass workers.....	8.00
Grader men.....	6.00
Granite Setters.....	11.00
Granite Cutters.....	9.50
Hardwood Floormen.....	8.00
Housemovers.....	8.00
Housesmiths, architectural iron.....	9.00
Housesmiths reinforced concrete.....	9.00
Iron workers, bridge and structural	9.60
Laborers, building, cement.....	5.00
Lathers.....	8.00
Marble workers.....	8.00
Marble workers helpers.....	6.00
Millmen, planing mill department.....	8.00
Millmen, sash and door.....	7.00
Mill wrights.....	9.00
Model casters.....	9.00
Model makers.....	10.00
Model Sculptors.....	14.00
Mosaic & Terraso workers.....	9.00
Mosaic & Terraso workers helpers.....	6.00
Painters.....	7.00
Pile Drivers, wharf builders.....	9.00
Pipe layers.....	4.25
Plasters.....	10.00

Plasterers Hod carriers.....	\$ 7.50
Plumbers.....	8.00
Plumbers helpers.....	5.00
Reinforced steel workers.....	6.00
Roller men, rock, asphalt	7.00
Roofers.....	8.00
Sheet metal workers.....	8.00
Shovel Operators.....	10.00
Shovel Operators, underground.....	11.00
Shovel Cranesmen.....	8.50
Shovel Cranesmen, Underground.....	9.50
Shovel Firemen and watchmen.....	7.50
Shovel Oilers.....	6.00
Sprinklers Fitters.....	11.00
Steam Fitters.....	10.00
Stone ##### Setters.....	11.00
Stone Cutters.....	9.00
Stone Derrickmen.....	9.00
Teamsters.....	5.00
Tile Setters.....	8.00
Tile Setters helpers.....	5.00
Truck and tractors driver.s.....	5.00

Legal holidays, including Sundays and Saturdays where crafts work a five-day work week and other overtime to be paid for at the rate of time and one-half.

Any classification omitted herein, not less than 50¢ per hour.

The foregoing resolution was introduced at a regularly adjourned meeting of the Council of the City of Modesto held on the 20th day of January, 1933, by Commissioner Boundey who moved its adoption which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Attest: H. E. GRAGG
 CITY CLERK

RESOLUTION NO. 2521-N.S.

A RESOLUTION ASKING AN EXTENSIONS OF TIME IN WHICH TO CARRY OUT PROVISIONS SET FORTH IN A DEED EXECUTED TO THE CITY BY THE STATE BUILDING & LOAN ASSOCIATION FOR A RIGHT OF WAY THROUGH BLOCK 206 TO DRY CREEK

---oOo---

WHEREAS, pursuant to the acceptance of a deed from the State Bldg. & Loan Association on July 27th, 1932, under Resolution No. 2425-N.S. for a right of way for road purposes to extend 19th Street through Block 206 to Dry Creek; and

WHEREAS, pursuant to a stipulation in said deed that within a period of six months from the aforementioned date of acceptance of said deed, that certain grading, paving, etc. should be completed on the proposed improvement; and

WHEREAS, the City has not yet completed the work therein delineated and desires an extension of time for same;

BE IT RESOLVED THEREFORE that the City Attorney be and he is hereby instructed to write to the State Building & Loan Association of Stockton, California, and request an extension of time in which to complete the aforementioned improvements.

The foregoing resolution was introduced at a regularly adjourned meeting of the Council of the City of Modesto held on the 20th day of January, 1933, by Commissioner Boundey, who moved its adoption, which motion being duly seconded it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: Mayor Dennett

Attest: H. E. GRAGG
CITY CLERK

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RESOLUTION NO. 2522-NS

ADJOURNMENT

---oOo---

BE IT RESOLVED that this Council meeting now in session be and the same is hereby adjourned.

The foregoing resolution was introduced at a regularly called adjourned meeting of the Council of the City of Modesto held on the 20th day of January, 1933, by Commissioner Brown, who moved its adoption which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Boundey, Brown, Falger, Rogers

Noes: Councilmen: None

Absent: Councilmen: Mayor Dennett

Attest: H. E. GRAGG
CITY CLERK

RESOLUTION NO.2523-N.S.

A RESOLUTION AWARING BID FOR SEWER PIPE TO J.W.MUMBERT PIPE COMPANY

---oOo---

WHEREAS, pursuant to the receiving of bids for sewer pipe on January 20th,1933, and to the subsequent postponement of action thereon until this time; and

WHEREAS, it appears that of all bids submitted that of the J. W. Mumbert Concrete Pipe Company appears to be the lowest and best bid;

BE IT FURTHER RESOLVED that the bid of the J. W. Mumbert Pipe Company for approximately 834' of 18" concrete sewer pipe at a price of \$ 408.66 and for approximately 910' of 21" concrete sewer pipe at a price of \$ 527.80 be and the same is hereby rejected and the City Clerk authorized to return to the unsuccessful bidders their certified checks accompaning their bids.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of January,1933, by Commissioner Boundey, who moved its adoption, which motion being duly seconded it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E.GRAGG
CITY CLERK

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RESOLUTION NO.2524-N.S.

A RESOLUTION ALLOWING THE CLAIM OF THE UNION SHOE SHOP

--- oOo ---

WHEREAS, there has been filed with this Council a claim in the amount of \$17.63 by the Union Shoe Shop for shoe repair materials furnished to the Bundle Store, which is maintained by the Social and Welfare Agencies of Modesto;

BE IT THEREFORE, FURTHER RESOLVED that the aforementioned claim of the Union Shoe Shop be and the same is hereby allowed in the amount stated, and the City Clerk and Auditor instructed to draw a warrant therefor.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of January,1933, by Commissioner Falger, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: Rogers

Attest: H.E.GRAGG
CITY CLERK

RESOLUTION NO.2525-N.S.

A RESOLUTION REAPPOINTING E.R.UTTER A MEMBER OF THE BOARD OF LIBRARY TRUSTEES

---oOo---

WHEREAS, the term of E. R. Utter, Library Trustee, will expire February 1st,1933;

BE IT RESOLVED THEREFORE that Mr. E. R. Utter be and he is hereby reappointed a member of the Board of Library Trustees to serve until February 1st,1937.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of January,1933, by Mayor Dennett who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: Rogers

Attest: H. E. GRAGG
CITY CLERK

RESOLUTION NO.2526-N.S.

A RESOLUTION INSTRUCTING THE CLERK TO ADVERTISE FOR BIDS FOR ASPHALT

---oOo---

BE IT RESOLVED that the City Clerk be and he is hereby instructed to advertise for 600 to 1000 Tons of asphaltic concrete, the same to be opened and received at the regular meeting of February 8th,1933.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of January,1933, by Commissioner Boundey, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: Rogers

Attest: H. E. GRAGG
CITY CLERK

RESOLUTION NO.2526-N.S.

A RESOLUTION INSTRUCTING THE CLERK TO ADVERTISE FOR BIDS FOR ASPHALT

---oOo---

BE IT RESOLVED that the City Clerk be and he is hereby instructed to advertise for 600 to 1000 Tons of asphaltic concrete,- the same to be opened and received at the regular meeting of the Council to be held on February 8th,1933.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of January, 1933, by Commissioner Boundey, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: Rogers

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO. 2527-N.S.

A RESOLUTION TRANSFERRING \$ 30,000 FROM THE WATER FUND TO THE

GENERAL FUND

---oOo---

BE IT RESOLVED that the sum of \$ 30,000 be and the same is hereby transferred from the Water Fund to the General Fund and the City Treasurer and Auditor instructed to make the proper entries in their books showing the transfer.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of January, 1933, by Commissioner Falger, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: Rogers

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2528-N.S.

ADJOURNMENT

---oOo---

BE IT RESOLVED that this Council meeting now in session be and the same is hereby adjourned.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of January, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:
Ayes: Councilmen: Boundey, Brown, Falger, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: Rogers

Attest: H. E. GRAGG
CITY CLERK

RESOLUTION NO. 2529-N.S.

A RESOLUTION FIXING THE COMPENSATION OF THE CITY ATTORNEY

---oOo---

WHEREAS, certain extra duties have lately been added to the office of the City Attorney consisting, among other things, of the proceedings for the valuation of the Modesto Gas Company property, the widening of Ninth Street, including various condemnation suits, and all legal proceedings and negotiations in connection with said widening and improvement, and further additional duties may be imposed in connection with a general business license, and other matters of an extraordinary nature, adding materially not only to the time required for the performance of his duties but to the responsibility of the same, without any increase in the compensation of the City Attorney and without any allowance for clerk hire, office rent, telephone or other expense.

NOW THEREFORE, BE IT RESOLVED that in consideration of the performance of said extra work and in lieu of any allowance for office rent, clerk hire, and other expense, the compensation of the salary of the City Attorney be and the same is hereby fixed at the sum of One Hundred Seventy-Five Dollars (\$ 175.00) per month from and after the first day of January, 1933.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of February, 1933, by Commissioner Falger, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

RESOLUTION NO. 2530-N.S.

A RESOLUTION REJECTING ONE BID FOR TREE SPRAYER; PROVIDING FOR A DEMONSTRATION OF THREE MACHINES BID UPON; AND TENTATIVELY ACCEPTING THE BID OF JOHN BEAN CO.

IF THEIR DEMONSTRATION IS SATISFACTORY

---oOo---

WHEREAS, pursuant to the receiving of bids for a tree sprayer and engine on January 25th, 1933, and to the subsequent postponement of action thereon until this time, and it being evident that a demonstration of the various machines bid upon would be in order;

BE IT WHEREFORE RESOLVED that it is the desire of the Council that a demonstration of the machines bid upon by the John Bean Manfg. Co., the Fitz-Henry Gupstill Company, and the Stanislaus Implement & Hardware Company be made; and that the bid of the Friend Manfg. Company of Gasport, N.Y. be and the same be rejected and the certified check accompanying their bid returned;

BE IT FURTHER RESOLVED that inasmuch as the bid of the Jon Bean

Manufacturing Company appears to be the lowest and best bid, the same will be accepted providing their demonstration is satisfactory.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of February, 1933, by Commissioner Boundey who moved its adoption, which motion being duly seconded it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

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RESOLUTION NO. 2531-N.S.

A RESOLUTION AWARING BID FOR ASPHALTIC CONCRETE TO THE STANDARD PAVING CO.

---oOo---

WHEREAS, pursuant to the advertising for bids for 600 to 1000 Tons of asphaltic concrete, and this being the time for opening of said bids, there was on file but one bid; that of the Standard Paving Company; and

WHEREAS, said bid appears to be satisfactory in all respects;

BE IT RESOLVED that the aforementioned bid of the Standard Paving Company be and the same is hereby accepted at the prices named in their proposal, which proposal is now on file in the office of the City Clerk, and by reference is made a part hereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of February, 1933, by Commissioner Boundey, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

* * * * *

RESOLUTION NO.2532-N.S.

ALLOWING CLAIMS

---oOo---

WHEREAS, the various claims against the City of Modesto for the month of January,1933, having been duly audited and approved;

BE IT RESOLVED that all of said claims be and they are hereby allowed; reference being made to the Auditor's Cash Book for further details regarding the amounts of the withdrawals from the funds as follows:

General Fund	\$ 15,656.43
Water Fund	3,522.29
Library Fund	1,498.14
Bond Red. Int.Fund.	23,174.64
St.Bond Red.Int.Fund	10,080.79
Unapportioned Fund	2.87
Total	\$ 53,895.16

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3th day of February,1933, by Commissioner Falger, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E.GRAGG
CITY CLERK

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RESOLUTION NO. 2533-N.S.

IN RE: FEDERAL TAXES -- REVENUE ACT OF 1932

--- oOo ---

WHEREAS, it has come to our attention that certain Federal Agencies contemplate submitting to Congress certain amendments to the Revenue Act of 1932, which amendments will, in our opinion result in a tax burden upon States, State Agencies and/or publicly owned utilities; and

WHEREAS, we are of the opinion that any tax created by Congress which results in the imposition of any burden upon States, State Agencies and/or publicly owned utilities is contrary to public policy;

BE IT THEREFORE RESOLVED that we, the City Council of the City of Modesto, State of California, protest any Federal taxation which imposes, or may be interpreted to impose, a burden upon States, State Agencies and/or publicly owned utilities.

BE IT FURTHER RESOLVED that we recommend the adoption of the following amendments to the Revenue Act of 1932:

1. The enforcement of the Revenue Act of 1932 the Federal Government shall not impose an obligation upon any State or Territory or political subdivision thereof, or the District of Columbia, or on the officers or employees of the aforesaid.
2. The term 'political subdivision' includes any district created under the laws of a State or Territory for the purpose of constructing or operating any public utility.

BE IT FURTHER RESOLVED that Senators Johnson and Shortridge, and Representative H.E. Barbour of the 9th Congressional District be and they are hereby urged to assist in protesting any such tax and to submit the above amendments to their respective bodies for immediate passage.

BE IT FURTHER RESOLVED that accredited representatives of the Cities of San Francisco, Los Angeles, and the East Bay Municipal Utility District be and they are hereby authorized and requested, in the name of the City of Modesto to protest any such tax.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of February, 1933, by Commissioner Boundey, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes; Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2534-N.S.

*This is for
property of
Orange Co.*

A RESOLUTION FINDING AND DETERMINING THAT THE PUBLIC INTEREST AND NECESSITY REQUIRE THE ACQUISITION, CONSTRUCTION OR COMPLETION BY THE CITY OF MODESTO OF A CERTAIN PUBLIC IMPROVEMENT, TO-WIT: THE WIDENING OF NINTH STREET AND THE USE OF CERTAIN LANDS FOR THE RIGHT OF WAY THEREFOR.

--oOo--

RESOLVED by the City Council of the City of Modesto that it finds and determines and hereby declares that the public interest and necessity require the acquisition, construction and completion by the City of Modesto of a certain public improvement, to-wit: the widening of Ninth Street, a public street in and of the City of Modesto upon, over and across those certain lands hereinafter described; that the use of all of said lands as a right of way for the widening of Ninth Street is a public use authorized by law; that the taking of said lands is necessary to such public use and that it is necessary that all of said lands be so taken; that the said proposed widening of Ninth Street is planned and located in a manner that will be most compatible with the greatest public good and the least private injury; and

BE IT FURTHER RESOLVED by said City Council that the said City of Modesto proceed to acquire in the name of the City of Modesto the said hereinafter described lands by donation, purchase or by condemnation in accordance with the provisions of the Code of Civil Procedure relating to eminent domain; that the City Attorney of the said City of Modesto prepare and prosecute in the name of the City of Modesto such suit or suits in the proper court having jurisdiction thereof as are necessary to condemn said lands for right of way for said widening of Ninth Street in said City, to make an application to said court for an order fixing the amount or amounts of such security in the way of money deposits as the said court may direct to be made upon the taking of all of said lands by said City, and for an order permitting said City to take immediate possession and use of said lands, to make deposit of such security out of the proper funds under the control of the City of Modesto in such amount or amounts so fixed and determined and in such manner as said court, in which the condemnation proceedings hereby authorized are or may be pending, may direct.

The real property hereinabove referred to, the condemnation of which is hereby authorized for the purposes aforesaid, is situate, lying and being within the territorial limits of the City of Modesto, a municipal corporation, in the County of Stanislaus, State of California, and is particularly described as follows:

Beginning at the westerly corner of Block 443 of said City of Modesto, the same being the common easterly corner of Ninth Street and Tully Road; thence running in a southeasterly direction along the common boundary line of Block 443 and Ninth Street to the common boundary line of Block 443 and Ninth Street to the common corner of Lots 2 and 3 in said Block 443; thence running in a northeasterly direction along the common boundary line of Lots 2 and 3 a distance of 18 feet; thence running in a North-westerly direction on a line paralleling and at a distance of 18 feet northeasterly from the common boundary line of Block 443 and Ninth Street to the common boundary line of Block 443 and Tully Road; thence running in a southerly direction along the easterly boundary line of Tully Road a distance of 26.42 feet to the point of beginning, and being a portion of Lot 1 and a portion of Lot 2 in the southwesterly portion of said Block 443 adjoining the northeasterly boundary line of Ninth Street and between the

easterly line of Tully Road and the northwesterly boundary line of Lot 3, all within the limits of the description hereinabove contained.

The boundary lines herein described are in conformance with the Official City Map of Modesto adopted on January 22, 1930.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of February, 1933, by Councilman, Boundey, who moved its adoption, which motion being duly seconded, was upon roll call carried, and the resolution adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG

CITY CLERK

* * * * *

RESOLUTION NO. 2535-N.S.

ADJOURNMENT

---oOo---

BE IT RESOLVED that this Council meeting now in session be and the same is hereby adjourned.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of February, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG

CITY CLERK

RESOLUTION NO.2536-N.S.

A RESOLUTION INSTRUCTING THE CITY ATTORNEY TO PROCEED AGAINST THE
MODESTO GAS COMPANY FOR THE
COLLECTION OF A FRANCHISE TAX

---oOo---

WHEREAS, the Modesto Gas Company has its gas mains and lines laid upon and under the public streets of the City of Modesto for the distribution of gas for power, etc., without any franchise, and has declined to pay the percentage of gross annual receipts as specified in Section 69 of the Charter;

THEREFORE, BE IT RESOLVED that the City Attorney be and he is hereby instructed to proceed against the Gas Company either for the collection of said toll or by proceedings to determine and terminate the right of the Gas Company to use the City streets for its lines and pipes without paying a toll therefor, as specified in Section 69.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of February, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H.E. GRAGG
CITY CLERK

RESOLUTION NO. 2537-N.S.

A RESOLUTION CONCURRING WITH THE CITY PLANNING COMMISSION RE: THE ELIMINATION OF OVERHEAD WIRE CONSTRUCTION AND TRACKS OF THE TIDEWATER RAILWAY ON 9TH ST.

---oOo---

WHEREAS, the City Planning Commission has presented to this Council a resolution urging that every effort be made to induce the Tidewater Southern Railway to adopt some other method of motive power which would eliminate the overhead trolley system and also the tracks on Ninth St. by using the Southern Pacific right of way, since the reconstruction of Ninth Street through the City of Modesto so as to make it a part of the State Highway system demands the removal of as many power poles and overhead wire construction as possible; and

WHEREAS, the Council is heartily in accord with the sentiments expressed;

BE IT THEREFORE RESOLVED that this Council does concur with the City Planning Commission in the matters set forth in their resolution and will exert every power to bring about the improvements mentioned.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of February, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H.E. GRAGG
CITY CLERK

RESOLUTION NO. 2538-N.S.

A RESOLUTION REAPPOINTING CERTAIN MEMBERS OF THE PLANNING COMMISSION

---oOo---

WHEREAS, the terms of the following named members of the City Planning Commission did expire on January 9th, 1933:

Mrs. A. G. Eddy
Amos Bomberger

BE IT RESOLVED that the above named be and they are hereby reappointed members of the City Planning Commission to serve until January 9th, 1937.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of February, 1933, by Commissioner Boundey who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H.E. GRAGG
CITY CLERK

RESOLUTION NO. 2539-N.S.

A RESOLUTION ORDERING WARRANTS FOR CLAIMS OF THE UNION SHOE SHOP AND THE SALVATION ARMY

---oOo---

WHEREAS, there has been filed with this Council a claim by the Union Shoe Shop in the amount of \$ 59.78 for shoe repair materials furnished to the Bundle Store; and a claim by the Salvation Army for redemption of meal tickets given by the Police Department to indigents in the amount of \$ 54.70.

BE IT RESOLVED therefore, that the above mentioned claims be and they are hereby allowed; and that warrants be drawn in the amounts specified.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of February, 1933, by Commissioner Falger, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H.E. GRAGG
CITY CLERK

RESOLUTION NO.2540-N.S.

ADJOURNMENT

--oOo--

BE IT RESOLVED that this Council meeting now in session
be and the same is hereby adjourned.

The foregoing resolution was introduced at a
regular meeting of the Council of the City of Modesto held on the 23rd day of
February, 1933, by Commissioner Brown, who moved its adoption, which motion
being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H.E. GRAGG
CITY CLERK

RESOLUTION NO.2541-N.S.

A RESOLUTION GRANTING AUTHORITY TO THE CITY ENGINEER TO GRANT PERMISSION FOR THE REMOVAL OF DEAD TREES THROUGHOUT THE CITY OF MODESTO

---oOo---

WHEREAS, Ordinance No. 374-N.S. provides that applications for permits for removal of trees within the City shall be made to the City Council; and

WHEREAS, it appears that as a result of the unusually severe cold weather in this vicinity during the past month, a great many trees throughout the City have been killed and their removal necessary for public safety;

NOW THEREFORE, BE IT RESOLVED that authority be and the same is hereby granted to the City Engineer to grant removals of trees which upon investigation appear to be dead and to endanger public safety.

The foregoing resolution was regularly introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of March, 1933, by Commissioner Boundey who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

* * * * *

RESOLUTION NO.2542-N.S.

A RESOLUTION AUTHORIZING THE CITY CLERK TO ADVERTISE FOR BIDS FOR THE SALE OF JUNK OWNED BY THE CITY OF MODESTO

●●●

WHEREAS, a certain amount of unusable and worn out machinery has been accumulated by the Department of Public Works; and

WHEREAS, it is of no value to the City as machinery and the sale of the same as junk would realize a small revenue therefrom;

BE IT RESOLVED that the City Clerk be and he is hereby instructed to advertise to bidders for proposals for the purchase of such junk.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of March, 1933, by Commissioner Boundey, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

RESOLUTION NO.2543-W.S.

A RESOLUTION ACCEPTING DEED FOR RIGHT OF WAY OR EASEMENT FOR SEWER THROUGH
BLOCK 228 FROM T. H. KEWIN AND IRIS S. KEWIN

---oOo---

WHEREAS, a deed for right of way or easement for storm sewer over a strip of ground ten feet in width lying equally on each side of the following described center line and running from the easterly property line of Harriett Street to the easterly City limits in Beard Brook Park:

Commencing at a point on the Easterly property line of Harriett Street, where the center line of Rue de Yoe produced intersects the same, thence running in a Southerly direction along the Easterly property line of Harriett Street, a distance of 11.72 feet to the point of beginning; thence running in a Southeasterly direction on an angle of 67°-00' to the left, along the easement center line, to the Easterly City Limits in Beard Brook.

The above property, as described, is contained within Block 228, as shown in Block Maps of the City of Modesto, Stanislaus County, California, and recorded in Maps, Vol.12, Page 228, Stanislaus County Records.

has been tendered to the City of Modesto by T. H. Kewin and Iris S. Kewin;

NOW THEREFORE BE IT RESOLVED that the said deed for right of way or easement for storm sewer construction, maintenance and operation over the above described property be and the same is hereby accepted; and the City Clerk instructed to cause the same to be recorded in the Office of the County Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of March, 1933, by Commissioner Boundey, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

RESOLUTION NO.2544-N.S.

A RESOLUTION ALLOWING CLAIMS FOR THE MONTH OF FEBRUARY, 1933 and
REJECTING CLAIM OF CAPITOL FIRE EQUIPMENT CO. AND ORDERING WARRANT
NO. 8989 CANCELLED

---oOo---

WHEREAS, the various claims against the City of Modesto for the month of February, 1933, having been duly audited by the Council and found to be correct with the exception of that of the Capitol Fire Equipment Company of Sacramento, California, for one set of aluminum fire hose bridge in the amount of \$ 28.00;

BE IT THEREFORE RESOLVED that all of the claims so audited and approved be and they are hereby allowed with the exception of the above mentioned claim of the Capitol Fire Equipment Company, and the warrant No. 8989, Series A, drawn in payment thereof be and the same is hereby cancelled. The amounts of the withdrawals from the various funds are as follows:

General Fund	\$	18,931.33
Water Fund	\$	3,849.79
Library Fund	\$	1,272.87
Bond Redempt.	\$.22
Board Park Fund	\$	219.02
Total	\$	24,273.43

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of March, 1933, by Commissioner Falger, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

RESOLUTION NO. 2544-A ---N.S.

A RESOLUTION ALLOWING CLAIM OF SECURITY TITLE INSURANCE & GUARANTY COMPANY FOR SEARCH OF
TITLE ON CERTAIN PROPERTIES FOR THE CITY OF MODESTO

---oOo---

WHEREAS, there has been filed with this Council a claim in the amount of \$ 50.00 by the Security Title Insurance & Guaranty Company for a search of title on portions of Blocks 442, 443, 48 and 49 in connection with the relocation of the State Highway through the City of Modesto via Ninth Street;

BE IT, THEREFORE, RESOLVED that the above mentioned claim be and the same is hereby allowed, and the warrant therefor ordered drawn.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of March, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

RESOLUTION NO. 2545-N.S.

A RESOLUTION ENDORSING THE PASSAGE OF STATE ASSEMBLY BILL NO. 1172

--- oOo ---

WHEREAS, Assembly Bill No. 1172, which provides for a re-allocation of the State Gasoline Tax Moneys which would directly give to the cities their just share of this revenue for street maintenance and construction, is now being considered by the Committee on Oil Industries and will shortly go before the Legislature for adoption or rejection.

BE IT RESOLVED that the Council of the City of Modesto is heartily in accord with the measures provided in this Bill for such reallocation of Gasoline Tax Moneys, and herewith instruct the City Clerk to cause a copy of this Resolution to be sent immediately to State Senator David F. Bush and Assemblyman E. H. Zion, and ask that they support the passage of the said Bill.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of March, 1933, by Commissioner Boundey who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

RESOLUTION NO.2546-N.S.

ADJOURNMENT

---oOo---

BE IT RESOLVED that this Council meeting now in session be and the same is hereby adjourned.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of March, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H.E. GRAGG
CITY CLERK

RESOLUTION NO.2547-N.S.

A RESOLUTION ALLOWING CLAIM FOR SUBSIDY TO THE SALVATION ARMY

---oOo---

WHEREAS, the Salvation Army, through its local representative Captain M. Juul, has filed with the Council a claim in the amount of \$ 70.30 for the redemption of all meal, gasoline, and grocery tickets issued by the Police Department to indigents;

BE IT RESOLVED THEREFORE, that the claim above mentioned be and the same is hereby allowed; and the Clerk and Auditor instructed to draw the warrant therefor.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of March, 1933, by Commissioner Falger, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H.E. GRAGG
CITY CLERK

RESOLUTION NO. 2548-N.S.

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

---oOo---

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

That under and pursuant to the Charter of the City of Modesto a general municipal election in and for the City of Modesto be and the same is hereby called to be held on Tuesday, the 11th day of April, 1933, for the purpose of electing the following officers of the City of Modesto, to-wit: two Councilmen; and for the purpose of voting upon the questions of the adoption of three certain ordinances submitted in accordance with Section 89 of the Charter of the City of Modesto, entitled as follows:

"AN ORDINANCE TO PROVIDE FOR THE ADMINISTRATION OF THE WATER DEPARTMENT OF THE CITY OF MODESTO, ESTABLISHING RULES AND REGULATIONS AND FIXING THE RATES TO BE CHARGED FOR WATER."

"AN ORDINANCE REPEALING A CERTAIN ORDINANCE ADOPTED BY THE PEOPLE OF THE CITY OF MODESTO AT A SPECIAL ELECTION HELD ON TUESDAY, AUGUST 21ST, 1917, ENTITLED: "AN ORDINANCE FOR POLICE REGULATION, RELATING TO PLACES WHERE ALCOHOLIC LIQUORS ARE SOLD, STORED, DELIVERED, KEPT, SERVED, DISPOSED OF, OR DISTRIBUTED, OR GIVEN AWAY WITHIN THE CORPORATE LIMITS OF THE CITY OF MODESTO, COUNTY OF STANISLAUS, STATE OF CALIFORNIA; MAKING UNLAWFUL THE SALE, STORAGE, DELIVERY, POSSESSION, DISPOSAL, DISTRIBUTION OR GIVING AWAY OF SUCH LIQUOR (WITH CERTAIN EXCEPTIONS) WITHIN SAID CITY, PROVIDING A PENALTY FOR THE VIOLATION OF THE PROVISIONS HEREOF, AND REPEALING ALL ORDINANCES, OR PARTS OF ORDINANCES, IN CONFLICT HEREWITH."

"AN ORDINANCE REPEALING ORDINANCE NO. 197-N.S. OF THE CITY OF MODESTO ENTITLED: "AN ORDINANCE ENFORCING THE PROVISIONS OF ARTICLE EIGHTEEN OF THE CONSTITUTION OF THE UNITED STATES PROHIBITING

THE MANUFACTURE, SALE, STORAGE, SERVICE, GIFT, TRANSPORTATION, IMPORTATION, OR EXPORTATION OF INTOXICATING LIQUORS FOR BEVERAGE PURPOSES; REGULATING ALL OTHER TRAFFIC IN SUCH LIQUORS; AND PROVIDING PENALTIES FOR THE VIOLATION HEREOF."

And a general election in and for the Modesto City School District is likewise called to be held on the same day, to-wit: Tuesday, the 11th day of April, 1933, for the purpose of electing certain officers of the Modesto City School District, to-wit: two members of the Board of Education of the Modesto City School District.

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

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

Said consolidated election precincts are established by consolidating the general election precincts within the City of Modesto (except as hereinafter noted), as established by the orders or resolutions of the Board of Supervisors of Stanislaus County, California, in force for general election purposes within the City prior to January 1, 1933, (which said orders or resolutions now on file and of record in the office of the Clerk of the Board of Supervisors of Stanislaus County are hereby referred to and by such reference made a part hereof for greater certainty and a more particular description of the boundaries thereof), in the following manner, (said precincts so established by said Board of Supervisors being herein referred to as General Election Precincts):

Said General Election Precincts so designated by the said Board of Supervisors as Modesto Nos. 1, 2, 3, 4 and 5 are hereby consolidated and established into "Consolidated Election Precinct No. 1."

Said General Election Precincts so designated by the said Board of Supervisors as Modesto Nos. 6, 7, 8, 9, 10 and 11 are hereby consolidated and established into "Consolidated Election Precinct No. 2."

Said General Election Precincts so designated by the said Board of Supervisors as Modesto Nos. 12, 13 and 15 are hereby consolidated and established into "Consolidated Election Precinct No. 3."

Said General Election Precincts so designated by the said Board of Supervisors as Modesto Nos. 14, 17 and 18 are hereby consolidated and established into "Consolidated Election Precinct No. 4."

Said General Election Precincts so designated by the said Board of Supervisors as Modesto Nos. 16, 19, 20 and 21 are hereby consolidated and established into "Consolidated Election Precinct No. 5."

Said General Election Precincts so designated by the said Board of Supervisors as Modesto Nos. 22, 23 and 24 are hereby consolidated and established into "Consolidated Election Precinct No. 6."

Said General Election Precincts so designated by the said Board of Supervisors as Modesto Nos. 25, 26, and 27 are hereby consolidated and established into "Consolidated Election Precinct No. 7."

Said General Election Precincts so designated by the said Board of Supervisors as Modesto Nos. 28, 29, 30, and 31 are hereby consolidated and established into "Consolidated Election Precinct No. 8."

For the purpose of holding said election (in so far as the election of the members of the Board of Education of the Modesto City School District is concerned) the boundaries of the Modesto City School District are as follows, to-wit: Said boundaries of the Modesto School District shall embrace all of the territory included and embraced within the exterior boundaries of the following elementary school districts of Stanislaus County, California, as established by the orders of the Board of Supervisors of said Stanislaus County and as the same appear upon the minutes of the said Board of Supervisors, to-wit: Jackson, Salida, Stoddard, Stanislaus, McHenry, Prescott, Bellpassi, Cole, Hart, Ransom, Garner, New Hope, Paradise, Shiloh, and Fairview, as well as all the territory heretofore embraced within the exterior boundaries of the Modesto Grammar School District.

The territory included within said Modesto City School District, but outside of the corporate limits of the City of Modesto is, for the purpose of said election, hereby divided and established into seven special election precincts, the designation and boundaries of which, and the territory within each of which, are hereby established as follows :

SPECIAL ELECTION PRECINCT NO. 9

which shall comprise all of the territory within the said Modesto City School District heretofore described outside of the corporate limits of the City of Modesto, which is embraced within the exterior boundaries of Paradise School District, and of Shiloh School District, and of the Modesto Grammar or Elementary School District outside of said city lying north of the Tuolumne River and west of the Central Pacific Railroad.

SPECIAL ELECTION PRECINCT NO. 10

which shall comprise all of the territory within the Modesto City School District hereinbefore described and embraced within the exterior boundaries of the following elementary school districts, to-wit: Hart and Ransom.

SPECIAL ELECTION PRECINCT NO. 11

which shall comprise all of the territory within said Modesto City School District hereinbefore described and embraced within the exterior boundaries of the following elementary school districts, to-wit: Jackson and Salida.

SPECIAL ELECTION PRECINCT NO. 12

which shall comprise all of the territory within said Modesto City School District hereinbefore described and embraced within the exterior boundaries of the following elementary school districts, to-wit: Stoddard, Stanislaus, McHenry, Prescott, and Bellpassi, as well as all of the territory within the

boundaries of the Modesto Grammar or Elementary School District outside of the corporate limits of the City of Modesto which lies north of Dry Creek and east of the Central Pacific Railroad.

SPECIAL ELECTION PRECINCT NO.13

which shall comprise all of the territory within the said Modesto City School District hereinbefore described and embraced within the exterior boundary lines of the following elementary school districts, to-wit: Cole, Garner, and New Hope.

SPECIAL ELECTION PRECINCT NO.14

which shall comprise all of the territory within the Modesto Grammar School District and outside of the corporate limits of the City of Modesto which lies south of Dry Creek and north of the Tuolumne River.

SPECIAL ELECTION PRECINCT NO.15

which shall comprise all of the territory within said Modesto City School District hereinbefore described embraced within the exterior boundaries of Fairview Elementary School District, and also that portion of the Modesto Elementary or Grammar School District lying south of the Tuolumne River.

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

SPECIAL PRECINCT NO. 1:

Polling Place: Garage, 133 Poplar Avenue
Inspector: Wm. G. Proper, 115 Park Avenue.
Judges: Mrs. Gertrude Huntong, 220 Poplar Avenue; Mrs. Jessie E. Russell, 210 College Avenue.
Clerks: -Mrs. Della B. Aldrich, 1643 Elmwood Court; Mrs. Elma Ducker, 1009 Needham Street; Rosamond Falger, 301 Magnolia.

SPECIAL PRECINCT NO. 2:

Polling Place: Broughton's Garage, 1715 Downey Avenue.
Inspector: Mrs. Josephine Ekstein, 245 High Street
Judges: Mrs. Marie H. Weisner, 315 Melrose; Mrs. Hazel Elliott, 234 Semple St.
Clerks: Mrs. Mattie S. Wight, 140 Melrose Avenue; Mrs. Oma Cree, 310 Melrose Avenue; Dewey F. Cole, 115 High Street.

SPECIAL PRECINCT NO. 3:

Polling Place: Store Room, 1011 11th Street
Inspector: Sidney W. Elliott, 1217 12th Street.
Judges: Mrs. Nellie Oviatt, 1210 13th Street; Frank M. Thorpe, 1104 15th St.
Clerks: Mrs. Anna L. Philleo, 1206 13th Street; W.H. Durham, 1324 11th Street; John W. Dunlap, 1109 13th Street.

SPECIAL PRECINCT NO.4:

Polling Place: Fire Station No. 3, Downey Avenue
Inspector: Edwinn B. Taylor, 2006 Downey Avenue
Judges: Mrs. Almira J. Ross, 716 Burney Street; F.A Winter, 127 Howard Street;
Clerks: Mrs. Gertrude W.D. Meader, 701 18th Street; Mrs. Mildred E. Lumsden, 623 16th Street; Mrs. Mary L. Ripley, 615 17th Street.

SPECIAL PRECINCT NO. 5:

Polling Place: City Hall, 717 Tenth Street
Inspector: William O. Grunow, 415 14th Street.
Judges: Neil Stewart, 320 Burney Street; Mrs. Alma M. Wallace, 516 10th St.
Clerks: Mrs. Lottie Savercool, 908 12th Street; Mrs. Edith L. Bohn, 630 13th Street; Mrs. Mary E. Utterback, 416 13th Street

SPECIAL PRECINCT NO. 6:

Polling Place: Garage, 1126 5th Street
Inspector: Mrs. Ethel L. Crews, 109 Linden Street
Judges: Mrs. Lily D. Tingle, 125 Stanislaus Street; E.E. Miller, 123 Laurel.
Clerks: Mrs. L. E. Karker, 126 Maple Street; Mrs. Carrie A. Gentleman, 314 Pine Street; Mrs. Mary A. McLaughlin, 110 Locust Street.

SPECIAL PRECINCT NO. 7:

Polling Place: Bowman's Plumbing Shop, 722 5th Street
Inspector: Mrs. Minna H. Damrell, 822 6th Street.
Judges: Mrs. Veta Schach, 319 6th Street; Mrs. Eva Deatsch, 302 J St.
Clerks: Mrs. Jessie Shotwell, 117 Pine Street; Charles A. Davis, 810
1st Street; David L. Browder, 715 3rd Street.

SPECIAL PRECINCT NO. 8:

Polling Place: Fire Station, Second Street
Inspector: Mrs. Alma H. Cairns, 220 Fresno Street
Judges: Albert S. Johnson, 120 Merced Avenue; Jacob B. Fox, 215 South
Avenue.
Clerks: Francis M. Locke, 326 Alturas Avenue; Mrs. Anna Porter, 1326
Tuolumne Boulevard; Mrs. Lena Katherine Butts, 133 Roselawn.

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

SPECIAL PRECINCT NO. 9:

Polling Place: Paradise School House
Inspector: O. H. DeForest, Rte 3 Box 849
Judges: Mrs. Sue H. Robbins, Rte 3 Box 820; W.D. Sharp, Rte 3 Box 851
Clerks: Mrs. Viola Beam, Rte 3 Box 816; Mrs. Adaline Haroksen, Rte
3 Box 859; Mrs. Jessie M. Lampley, Rte 3 Box 831

SPECIAL PRECINCT NO. 10:

Polling Place: Ransom School House
Inspector: Mrs. Alma Montgomery, Rte 3 Box 277
Judges: Mrs. Minnie Davies, Rte 3 Box 735; Mrs. Beulah Bowman, Rte 3
Box 1226.
Clerks: Mrs. Ella W. Van Buren, Rte 3 Box 758; Mrs. Ethel Woolsey,
Rte 3 Box 1233; Mrs. Mabel Beck, Rte 2 Box 1332.

SPECIAL PRECINCT NO. 11:

Polling Place: Maple Hall, Salida, California
Inspector: James Lee Curtis, Salida, California.
Judges: E.E. Avery, Salida, California; Ida E. Stoll, Salida, Calif.
Clerks: Mary E. Wellington, Salida, California; Marie Cox Brown,
Salida, California; Winifred Bynum, Salida, California.

SPECIAL PRECINCT NO. 12:

Polling Place: Sylvan Club House, McHenry Road.
Inspector: E.N. Gragg, Rte 2 Box 761.
Judges: Wilbur Nelson, Rte 1 Box 1330; J. C. Berg, Rte 2 Box 868.
Clerks: Mrs. Clara M. Moore, Rte 1 Box 1298; A.J. McFarland, Rte 2 Box
792; Nellie E. Moye, Rte 2 Box 782.

SPECIAL PRECINCT NO. 13:

Polling Place: Empire School Auditorium, Empire California.
Inspector: Henry A. Codoni, General Delivery, Empire.
Judges: Arthur Mills, Rte 1 Box 665, Modesto; Harry Searest, Rte 1 Box
950, Modesto.
Clerks: Mrs. Maude Hollingsworth, Rte 1 Box 680; Modesto. D.D. Garvey,
General Delivery, Empire; Mrs. Winnie E. Lindsay, Box 36,
Empire, Calif.

SPECIAL PRECINCT NO. 14:

Polling Place: McNamara Garage: 166 Santa Rita Avenue.
Inspector: Mrs. Ethel Bovee, Rte 1 Box 90
Judges: Mrs. Hattie C. Wellman, 165 Santa Ana Avenue; Mrs. Alice V.
Watson, Rte 1 Box 121-B
Clerks: Mrs. Maryon J. Bell, Rte 1 Box 120; Mrs. Adine Rafter, Rte 1
Box 55; Mrs. Hazel M. Nelson, P.O. Box 602.

SPECIAL PRECINCT NO. 15:

Polling Place: Fairview School House
Inspector: Mrs. Ila M. Ruthsford, Rte 4 Box 140.
Judges: Mrs. Mattie A. Fellows, Rte 4 Box 295; Mrs. Rilla K. Hoatson,
Rte 4 Box 177.
Clerks: Mrs. Estella F. Jones, Rte 4 Box 175; Mrs. Nora A. Hamer, Rte
4 Box 274; Mrs. Verla O. Stalker, Rte 4 Box 260.

The duties of said officers in the conduct of said election shall be the same as the duties prescribed by the Political Code of the State of California for officers of general elections. If the officers appointed hereby do not attend at the opening of the polls on the morning of the election, the electors of the precinct who are present at that time may appoint a Board of Election or supply the place of any absent member thereof.

It is further ordered that such election shall be held in all respects in conformity with the general election laws of the State of California so far as the same may be applicable to and in conformity with the Charter of the City of Modesto. On the day the election is held, the polls shall be opened at 6 o'clock a.m. and must be kept open until 7 o'clock in the afternoon of said day when the polls shall be closed.

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

The foregoing resolution was introduced and ordered adopted by the Council of the City of Modesto at a regular meeting thereof, duly convened and held on the 22nd day of March, 1933, by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Approved: March 31st, 1933

L. L. DENNETT
Mayor

Attest: H. E. GRAGO
City Clerk

RESOLUTION NO.2549-N.S.

A RESOLUTION ALLOWING THE CLAIM OF J. W. MUMBERT CONCRETE PIPE COMPANY

--- oGo ---

WHEREAS, pursuant to the accepting of bid of J.W.Mumbert Concrete Pipe Company for 819' of 18" Concrete sewer pipe, and for 888' of 21" concrete sewer pipe at the prices named in his proposal now on file in the Office of the City Clerk; and

WHEREAS, delivery of said pipe has been made and accepted by the City Engineer;

BE IT RESOLVED THEREFORE, that the claim now on file with the Council from the J. W. Mumbert Concrete Pipe Company in the amount of \$916.35 be and the same is hereby allowed; and the City Clerk instructed to draw the warrant therefor, returning the certified check held as a deposit pending completion of delivery of the pipe.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of March, 1933, by Commissioner Boundey, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

RESOLUTION NO. 2550-N.S.

A RESOLUTION ALLOWING THE CLAIM OF OSTERBURG BROTHERS FOR DRILLING A WELL

---oOo---

WHEREAS, pursuant to the entering into a contract with Osterburg Brothers for the drilling of a well at Pump Station No. 4 which contract is now on file in the office of the City Clerk; and

WHEREAS, said contract specifies that upon completion of the work 75% of the total contract price (\$ 1078.90) shall be paid to Osterburg Brothers; and

WHEREAS, a claim in the amount of \$ 809.17 has been filed with the Council by Osterburg Brothers, which said amount is 75% of the contract price for drilling said well, upon which the City Engineer has certified the completion of and acceptance of the work;

BE IT RESOLVED therefore, that the City Clerk and Auditor be and they are hereby instructed to draw a warrant in the amount of \$ 809.17 in favor of the Osterburg Brothers, as per the claim filed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of March, 1933, by Commissioner Boundey who moved its adoption, which motion being duly seconded it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK.

RESOLUTION NO. 2551-N.S.

A RESOLUTION PROVIDING FOR THE SUBMISSION OF A PROPOSED ORDINANCE AT THE
GENERAL ELECTION

----oOo----

WHEREAS, the Council of the City of Modesto desires to propose and submit to the electors of the City of Modesto at the next general municipal election, which will be held in said City on April 11th, 1933, the two following initiative ordinances, to-wit:

ORDINANCE NO. 435-N.S.

AN ORDINANCE REPEALING A CERTAIN ORDINANCE ADOPTED BY THE PEOPLE OF THE CITY OF MODESTO AT A SPECIAL ELECTION HELD ON TUESDAY, AUGUST 21ST, 1917, ENTITLED: "AN ORDINANCE FOR POLICE REGULATION, RELATING TO PLACES WHERE ALCOHOLIC LIQUORS ARE SOLD, STORED, DELIVERED, KEPT, SERVED, DISPOSED OF, OR DISTRIBUTED, OR GIVEN AWAY WITHIN THE CORPORATE LIMITS OF THE CITY OF MODEST, COUNTY OF STANISLAUS, STATE OF CALIFORNIA; MAKING UNLAWFUL THE SALE STORAGE, DELIVERY, POSSESSION, DISPOSAL, DISTRIBUTION OR GIVING AWAY OF SUCH LIQUOR (WITH CERTAIN EXCEPTIONS) WITHIN SAID CITY, PROVIDING A PENALTY FOR THE VIOLATION OF THE PROVISIONS HEREOF, AND REPEALING ALL ORDINANCES, OR PARTS OF ORDINANCES, IN CONFLICT HEREWITH."

--- oOo ---

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

SECTION 1.

That certain ordinance adopted by the People of the City of Modesto at a special election held on Tuesday, August 21st, 1917, entitled as follows: "AN ORDINANCE FOR POLICE REGULATION, RELATING TO PLACES WHERE ALCOHOLIC LIQUORS ARE SOLD, STORED, DELIVERED, KEPT, SERVED, DISPOSED OF, OR DISTRIBUTED, OR GIVEN AWAY WITHIN THE CORPORATE LIMITS OF THE CITY OF MODESTO COUNTY OF STANISLAUS, STATE OF CALIFORNIA; MAKING UNLAWFUL THE SALE, STORAGE, DELIVERY, POSSESSION, DISPOSAL, DISTRIBUTION OR GIVING AWAY OF SUCH LIQUOR (WITH CERTAIN EXCEPTIONS) WITHIN SAID CITY, PROVIDING A PENALTY FOR THE VIOLATION OF THE PROVISIONS HEREOF, AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES, IN CONFLICT HEREWITH." is hereby repealed.

SECTION 2.

This Ordinance shall go into effect and said ordinance entitled as specified in Section 1 of this ordinance shall be repealed immediately upon the adoption of this ordinance.

ORDINANCE NO. 436-N.S.

AN ORDINANCE REPEALING ORDINANCE NO. 197-N.S. OF THE CITY OF MODESTO ENTITLED: "AN ORDINANCE ENFORCING THE PROVISIONS OF ARTICLE EIGHTEEN OF THE CONSTITUTION OF THE UNITED STATES PROHIBITING THE MANUFACTURE

SALE, STORAGE, SERVICE, GIFT, TRANSPORTATION, IMPORTATION OR EXPORTATION OF INTOXICATING LIQUORS FOR BEVERAGE PURPOSES; REGULATING ALL OTHER TRAFFIC IN SUCH LIQUORS; AND PROVIDING PENALTIES FOR THE VIOLATION HEREOF."

---oOo---

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

SECTION 1.

That certain ordinance adopted by the Council of the City of Modesto numbered Ordinance No. 197-N.S. and entitled: "AN ORDINANCE ENFORCING THE PROVISIONS OF ARTICLE EIGHTEEN OF THE CONSTITUTION OF THE UNITED STATES PROHIBITING THE MANUFACTURE, SALE, STORAGE, SERVICE, GIFT, TRANSPORTATION, IMPORTATION OR EXPORTATION OF INTOXICATING LIQUORS FOR BEVERAGE PURPOSES; REGULATING ALL OTHER TRAFFIC IN SUCH LIQUORS; AND PROVIDING PENALTIES FOR THE VIOLATION HEREOF", is hereby repealed.

SECTION 2.

This Ordinance shall go into effect, and said Ordinance No. 197-N.S. shall be repealed immediately upon the adoption of this ordinance.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL that said two ordinances be proposed to the electors of said City of Modesto, and that they be submitted for adoption or rejection by the electors of said City at the next general municipal election of said City of Modesto to be held on April 11th, 1933.

BE IT FURTHER RESOLVED AND ORDERED that a copy of each of said ordinances be published in full in the Modesto News Herald, the official newspaper of the City of Modesto, at least three days prior to said election; and that the Clerk of the City of Modesto inclose a printed copy of each thereof in an envelope with a sample ballot and mail the same to each voter at least three days prior to the said election.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of March, 1933, by Councilman Falger, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

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

Attest: _____

H. E. GRAGG
CITY CLERK

RESOLUTION NO. 2552-N.S.

A RESOLUTION PROVIDING FOR THE SUBMISSION OF A PROPOSED ORDINANCE AT THE GENERAL
ELECTION

---oOo---

WHEREAS, petitions in the proper form and with the requisite number of signatures attached thereto have been presented to the City Clerk submitting to the Council to be voted upon at the next general municipal election of the City of Modesto, to be held in said City April 11th, 1933, an initiative ordinance entitled: "AN ORDINANCE TO PROVIDE FOR THE ADMINISTRATION OF THE WATER DEPARTMENT OF THE CITY OF MODESTO, ESTABLISHING RULES AND REGULATIONS AND FIXING THE RATES TO BE CHARGED FOR WATER", a copy of which said proposed ordinance is set forth in said petition.

NOW THEREFORE, BE IT RESOLVED that said ordinance be proposed to the electors of the said City of Modesto, and that it be submitted for adoption or rejection by the electors of said City of Modesto at the next general municipal election of said City of Modesto to be held on April 11th, 1933.

IT IS FURTHER ORDERED THAT a copy of said ordinance be published in full in the Modesto News-Herald, the official newspaper of the City of Modesto, at least three days prior to said election; and that the Clerk of said City inclose a printed copy thereof in an envelope with a sample ballot and mail the same to each voter at least three days prior to said election.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of March, 1933, by Councilman Boundey, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

RESOLUTION NO.2553-N.S.

A RESOLUTION PURCHASING RIGHT OF WAY FOR HIGHWAY FROM T. A. DAVIS

---oOo---

WHEREAS, pursuant to the adoption of Ordinance No. 427-N.S. appropriating the sum of \$ 21,000 for the acquisition of rights of way along 9th Street in conjunction with making said street a part of the highway system; and

WHEREAS, the title and all matters pertaining thereto have been prepared for the acquisition of a right of way along Lots 17 to 20 inc. in Block 61, which property stands in the name of T. A. Davis;

THEREFORE, BE IT RESOLVED that an expenditure of \$ 2,000.00 be and the same is hereby authorized for the acquisition of a right of way along Lots 17 to 20 inc. in Block 61 of the City of Modesto, and that the warrant therefor be drawn in favor of T. A.Davis, the legal owner thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of March,1933, by Commissioner Boundey who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote;

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H.E. GRAGG
CITY CLERK

* * * * *

RESOLUTION NO. 2554-N.S.

A RESOLUTION TENTATIVELY GRANTING PERMIT TO F.E.WHEELER TO ERECT A SERVICE STATION AND REPAIR SHOP AT 17 H STREET

---oOo---

WHEREAS, F. E. Wheeler has filed with this Council an application in the form specified by Ordinances No. 244-N.S. and 364-N.S., for a permit to erect a service station and repair shop at 17 H Street, being property known as Lots 6 & 7 in Block 343; and

WHEREAS, the said application having been checked and approved as to form by the City Engineer;

BE IT THEREFORE RESOLVED that the application of F.E.Wheeler be granted, after the terms of the above named ordinances relative to posting and publishing notices setting forth a time for hearing of protests thereto and providing that no protests thereto are filed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of March,1933, by Commissioner Boundey, who moved its adoption, which motion being duly seconded it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

* * * * *

RESOLUTION NO. 2555-N.S.

A RESOLUTION RATIFYING ACTION TAKEN UNDER RESOLUTION NO. 2555-N.S. AWARDDING BID FOR POWER TREE SPRAYER TO JOHN BEAN MANUFACTURING COMPANY

---oOo---

WHEREAS, pursuant to the adoption of Resolution No. 2530-N.S. on February 8th, 1933, tentatively awarding the bid for a power tree sprayer to the John Bean Manufacturing Company, providing a demonstration of their machine was successful; and

WHEREAS, upon demonstration of said machine, the City Engineer is of the opinion that the bid of John Bean Manufacturing Company is the lowest and best bid;

BE IT RESOLVED THEREFORE that the action taken under Resolution No. 2530-N.S. awarding the bid for a power tree sprayer to the John Bean Manufacturing Company be and the same is hereby ratified; and the City Clerk hereby instructed to return to the unsuccessful bidders their certified checks accompanying their bids.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of March, 1933, by Commissioner Boundey, who moved its adoption, which motion being duly seconded it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

RESOLUTION NO.2556-N.S.

A RESOLUTION GRANTING A \$ 250.00 SUBSIDY TO THE STANISLAUS BOYS' BAND

---oOo---

BE IT RESOLVED that a subsidy of \$ 250.00 be and the same is hereby granted to the Stanislaus County Boys' Band Association to help defray the expenses of carrying on band concerts in the various City Parks and

BE IT FURTHER RESOLVED that the City Clerk and Auditor be and he is hereby instructed to draw a warrant in the above amount, payable to W.A.Harter, Treasurer of said organization.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of March, 1933, by Commissioner Falger, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H.E.GRAGG
CITY CLERK

* * * * *

RESOLUTION NO.2557-N.S.

ADJOURNMENT

--- oOo ---

BE IT RESOLVED that this Council meeting now in session be and the same is hereby adjourned.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of March, 1933, by Commissioner Brown who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H.E.GRAGG
CITY CLERK

RESOLUTION NO. 2558-N.S.

A RESOLUTION GRANTING A PERMIT TO F.E.WHEELER TO ERECT A SERVICE STATION AT 17 H STREET IN THE CITY OF MODESTO

---oOo---

WHEREAS, pursuant to the filing with the Council on March 22nd, 1933, an application by F. E. Wheeler to erect, operate and maintain a gasoline service station and repair shop on property known as 17 H Street, being Lots 6 and 7 in Block 343; the said application having been checked and found to conform with the requirements of Ordinance No. 364-N.S. relating to the same; and

WHEREAS, pursuant to the posting and publishing of notices setting forth this date as the time for hearing of any and all protests to the erection, operation, and maintenance of the said proposed service station and repair shop, this being the time for hearing such protests and there being none either oral or written on file;

BE IT RESOLVED THEREFORE that action taken under Resolution No. 2554-NS granting a permit to F.E.Wheeler to erect the building as per his petition on file be and the same is hereby confirmed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of April, 1933, by Commissioner Falger, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG
CITY CLERK

* * * * *

RESOLUTION NO.2559-N.S.

A RESOLUTION ALLOWING CLAIMS AGAINST THE CITY OF MODESTO FOR THE MONTH OF MARCH, 1933

---oOo---

WHEREAS, the various claims against the City of Modesto for the month of March,1933, having been audited and found to be correct in the amounts stated;

BE IT RESOLVED that all of said claims so audited and approved be and they are hereby allowed; reference being hereby made to the Auditor's Cash Book for further details relating to the withdrawals from the various funds as follows:

General Fund.....	\$ 19,665.63
Water Fund.....	5,333.37
Library Fund.....	1,463.30
Bond Redemption Interest.....	
St. Bond Red. Interest.....	
TOTAL.....	\$ 26,462.30

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of April,1933, by Commissioner Falger, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Attest: _____
H. E. GRAGG
CITY CLERK

RESOLUTION NO.2560-N.S.

A RESOLUTION ALLOWING CLAIM OF F. W. McCARTON FOR SURVEYING GRANT STREET TO H STREET AND MAKING A MAP THEREOF

---oOo---

WHEREAS, a claim has been filed with this Council, duly approved by the Chairman of the City Planning Commission and by the City Engineer, in the amount of \$ 110.00 by F.W.McCarton for surveying and making a map of the right of way from Grant Street to H Street;

THEREFORE, BE IT RESOLVED that said claim be and it is hereby allowed and the City Clerk and Auditor instructed to issue the warrant therefor.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of April,1933, by Commissioner Falger, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Attest: _____
H. E. GRAGG
CITY CLERK

RESOLUTION NO.2561-N.S.

A RESOLUTION ALLOWING THE CLAIM OF THE SALVATION ARMY FOR INDIGENT AID

---oOo---

WHEREAS, the Salvation Army has filed with this Council a claim in the amount of \$ 26.45 for redemption of meal tickets, etc. issued to indigents by the Police Department during the month of March,1933;

THEREFORE, BE IT RESOLVED that the above claim be and the same is hereby allowed and the City Clerk and Auditor instructed to issue the warrant therefor.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of April, 1933, by Commissioner Falger, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H.E. GRAGG
CITY CLERK

RESOLUTION NO. 2562-N.S.

A RESOLUTION CANCELLING WARRANT NO. 9134; and AUTHORIZING THE ISSUE OF A NEW WARRANT TO THE STANISLAUS BOYS' BAND FOR \$ 250.00 SUBSIDY

*** **** ***

WHEREAS, pursuant to Resolution No. 2556-N.S. granting a subsidy of \$ 250.00 for the Stanislaus Boys' Band, and to the subsequent issuing of Warrant No. 9134 therefor, which warrant appearing to have become lost in the mail;

BE IT RESOLVED that said Warrant No. 9134 be and the same is hereby cancelled; the City Clerk instructed to notify the Modesto Trust & Savings Bank to stop payment on the same; and the City Clerk and Auditor instructed to issue a new warrant for the said subsidy, drawing the warrant in favor of W.A. Harter, Treasurer of the Stanislaus Boys' Band Association.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of April, 1933, by Commissioner Falger, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H.E. GRAGG
CITY CLERK

RESOLUTION NO. 2563-N.S.

A RESOLUTION ACCEPTING AND APPROVING BOND AND APPLICATION OF GEO. AND ROBT. HANSEN FOR PLUMBERS AND ELECTRICAL CONTRACTORS' LICENSE

---oOo---

WHEREAS, there has been filed with this Council a bond and application for Electrical Contractor's license and a bond for carrying on the business of plumbing by George and Robert Hansen; and

WHEREAS, the said bonds and application appear to be in the proper form and in conformity with the provisions of City ordinances relating thereto;

THEREFORE, BE IT RESOLVED that the said bonds and applications be and they are hereby approved by the Council of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of April, 1933, by Commissioner Boundey, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H.E. GRAGG
CITY CLERK

* * * * *

RESOLUTION NO. 2564-N.S.

A RESOLUTION ACCEPTING A DEED

---oOo---

WHEREAS, E. J. Boundey and Gertrude Boundey, his wife, have executed and delivered to the City of Modesto a deed conveying to said City the following described real property lying, situate, and being in the City of Modesto, County of Stanislaus State of California, to-wit:

Beginning at the Southerly corner of Block 505, the same being the common Northerly corner of 9th and Needham Streets; thence running in a Northwesterly direction along the common boundary line of Block 505 and 9th Street, to the Westerly corner of Block 505 on the Southeasterly boundary line of the Modesto Irrigation District Right of Way; thence running in a Northeasterly direction along the common boundary line of Block 505 and the Modesto Irrigation District Right of way, a distance of 5.35 feet; thence running in a Southeasterly direction on a line paralleling and at a distance of 5.00 feet Northeasterly from the common boundary line of Block 505 and 9th Street, to the common boundary line of Block 505 and Needham Street; thence running in a Westerly direction along the common boundary line of Block 505 and Needham Street, a distance of 11.74 feet, to the point of beginning.

This description includes portions of Lots 11 and 12, in the Southwesterly portion of Block 505, adjoining the Northeasterly boundary line of 9th Street and between the Northerly boundary line of Needham Street and the Southeasterly boundary line of the Modesto Irrigation District Right of Way.

The boundary lines herein described are in conformance with the Official Map of Modesto, adopted January 22, 1930.

NOW THEREFORE, BE IT RESOLVED that said deed be accepted and that the same be placed of record in the office of the County Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of April, 1933, by Councilman Brown, who moved its adoption, which motion being duly seconded, was upon roll call carried and the resolution adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H.E. GRAGG
CITY CLERK

RESOLUTION NO. 2564- N.S.

A RESOLUTION ACCEPTING A DEED

---oOo---

WHEREAS, E. J. Boundey and Gertrude Boundey, his wife, have executed and delivered to the City of Modesto a deed conveying to said City the following described real property lying, situate and being in the City of Modesto, County of Stanislaus, State of California, to-wit:

BEGINNING at the Southerly corner of Block 505, the same being the common Northerly corner of 9th and Needham Streets; thence running in a Northwesterly direction along the common boundary line of Block 505 and 9th Street, to the Westerly corner of Block 505 on the Southeasterly boundary line of the Modesto Irrigation District Right of Way; thence running in a Northeasterly direction along the common boundary line of Block 505 and the Modesto Irrigation District Right of way, a distance of 5.35 feet; thence running in a Southeasterly direction on a line paralleling and at a distance of 5.00 feet Northeasterly from the common boundary line of Block 505 and 9th Street, to the common boundary line of Block 505 and Needham Street; thence running in a Westerly direction along the common boundary line of Block 505 and Needham Street, a distance of 11.74 feet, to the point of beginning.

This description includes portions of Lots 11 and 12 in the Southwesterly portion of Block 505, adjoining the Northeasterly boundary line of 9th Street and between the Northerly boundary line of Needham Street and the Southeasterly boundary line of the Modesto Irrigation District Right of Way.

The boundary lines herein described are in conformance with the Official City Map of Modesto, adopted January 22, 1930.

NOW, THEREFORE, BE IT RESOLVED that said deed be accepted and that the same be placed of record in the office of the County Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of April, 1933, by Councilman Brown, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG

CITY CLERK

RESOLUTION NO. 2565-N.S.

A RESOLUTION ACCEPTING A DEED

---oOo---

WHEREAS, T. A. Davis and R. Margaret Davis, his wife, have executed and delivered to the City of Modesto a deed conveying to said City the following described real property lying, situate and being in the City of Modesto, County of Stanislaus, State of California, to-wit:

BEGINNING at the Westerly corner of Block 442, the same being the common Easterly corner of 9th and Commercial Streets thence running in a Southeasterly direction along the common boundary line of Block 442 and 9th Street, a distance of 112.50 feet to the center of Lot 5, thence running in a Northeasterly direction through the center of Lot 5, a distance of 20.00 feet, thence running in a Northwesterly direction on a line paralleling the common boundary line of Block 442 and 9th Street, a distance of 112.50 feet, to the common boundary line of Block 442 and Commercial Street, thence running in a Southwesterly direction along the common boundary line of Block 442 and Commercial Street, a distance of 20.00 feet, to the point of beginning.

This description includes portions of Lots 1 to 5 inc. in the Southwesterly portion of Block 442, adjoining the Northeasterly boundary line of 9th Street, and between the Southeasterly boundary line of Commercial Street and the center of Lot 5.

The boundary lines herein described are in conformance with the official City Map of Modesto, adopted January 22, 1930.

NOW THEREFORE, BE IT RESOLVED that said deed be accepted and that the same be placed of record in the office of the County Recorder of Stanislaus County, California.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 4th day of April, 1933, by Councilman Brown, who moved its adoption, which motion being duly seconded, was upon roll call carried and the resolution adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H.E. GRAGG
CITY CLERK

RESOLUTION NO. 2566-N.S.

A RESOLUTION ACCEPTING AGREEMENT WITH THE STANDARD PAVING COMPANY FOR REMOVAL
OF CERTAIN BUILDINGS ON RIGHT OF WAY FOR NINTH STREET HIGHWAY

--- oOo ---

WHEREAS, pursuant to the execution and delivering to the City of Modesto of an agreement with the Standard Paving Company for the release of property for a right of way along Ninth Street in connection with the re-routing of the State Highway through the City of Modesto along said street; and for the removal of certain buildings located on said right of way for the consideration of the sum of \$ 56.00 ;

THEREFORE, BE IT RESOLVED that the said agreement be and the same is hereby accepted by the City of Modesto; the Mayor and City Clerk being duly authorized to affix their signature thereto in behalf of the City of Modesto; and the City Clerk and Auditor instructed to issue the warrant in the amount of \$ 56.00 as above stated.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of April, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG
CITY CLERK

* * * * *

RESOLUTION NO. 2567-N.S.

A RESOLUTION ADOPTING PLANS AND SPECIFICATIONS FOR THE CONSTRUCTION OF A LOW
WEIR COLLAPSIBLE DAM IN THE TUOLUMNE RIVER AT NINTH STREET

---oOo---

BE IT RESOLVED that the plans and specifications submitted by the City Engineer for a low weir collapsible dam in the Tuolumne River be and they are hereby adopted by the Council of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of April, 1933, by Commissioner Boundey, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG
CITY CLERK

RESOLUTION NO. 2568-N.S.

A RESOLUTION CALLING BIDS FOR MATERIALS FOR THE CONSTRUCTION OF A LOW WEIR COLLAPSIBLE
DAM IN THE TUOLUMNE RIVER

---oOo---

BE IT RESOLVED THAT THE City Clerk be and he is hereby instructed to advertise a notice to bidders for materials for the construction of a collapsible low weir dam in the Tuolumne River, the said bids to be received and opened at the regular meeting of the Council which is to be held on April 26th, 1933.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of April, 1933, by Commissioner Boundey who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG

CITY CLERK

* * * * *

RESOLUTION NO. 2569-N.S.

A RESOLUTION CALLING BIDS FOR PUMP AND MOTOR AS PER THE SPECIFICATIONS ON FILE

---oOo---

WHEREAS, specifications are on file in the office of the City Clerk for one pump and motor complete which is needed by the Department of Public Works;

THEREFORE BE IT RESOLVED that the City Clerk is hereby instructed to advertise for bids for the furnishing of said pump and motor complete to the City of Modesto, the said bids to be received and opened at the regular meeting of the Council to be held on the 26th day of April, 1933.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of April, 1933 by Commissioner Boundey who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO. 2570-N.S.

A RESOLUTION AUTHORIZING THE FINAL PAYMENT TO OSTERBURG BROTHERS FOR DRILLING
OF A WELL AT PUMP STATION NO. 4

--oCo--

WHEREAS, pursuant to the entering into a contract with Osterburg Brothers for the drilling of a well at Pump Station No. 4 and to the subsequent completion and acceptance of the same, and the payment of 75% of the total contract price under action taken by Resolution No. 2550-N.S.

BE IT RESOLVED that the remaining 25% of the contract price now be paid to the said Osterburg Brothers, namely: \$ 269.73, the City Clerk and Auditor being authorized and instructed to draw the warrant therefor.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of April, 1933, by Commissioner Boundey, who moved its adoption, which motion being duly seconded, it was upon roll call carried by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

* * * * *

RESOLUTION NO. 2571-N.S.

A RESOLUTION AUTHORIZING PAYMENT TO ELECTION OFFICERS AND FOR SUCH POLLING
BOOTHES AS IT MAY BE NECESSARY TO PAY FOR

---oCo---

BE IT RESOLVED that the City Clerk and Auditor be and he is hereby instructed to pay the sum of \$ 5.00 for the use of such polling booths used in the General Municipal Election held April 11th, 1933, as it is necessary to pay for;

BE IT FURTHER RESOLVED that the sum of \$ 5.00 be paid to the election officers serving on election boards in precincts located inside the City of Modesto; the sum of \$ 3.00 to be paid to the election officers serving on election boards in precincts located outside the City limits in the Modesto City School District.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of April, 1933, by Commissioner Falger who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest : H.E. GRAGG
CITY CLERK

RESOLUTION NO.2572-N.S.

A RESOLUTION DETERMINING THE RESULT OF ELECTION

---oOo---

WHEREAS, a general municipal election was held in and for the City of Modesto and a general school election in and for the Modesto City School District on the 11th day of April, 1933; and

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

NOW THEREFORE, BE IT RESOLVED, CERTIFIED AND DECLARED by the Council of the City of Modesto that the said general municipal election in and for the City of Modesto and the said general school election in and for the Modesto City School District was regularly called, held and conducted as required by law; that the proper and complete returns thereof have been made to 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 finds as follows:

That at said general municipal election in and for the City of Modesto the total number of votes cast was 4201; that the number of votes received by the respective candidates for Councilman was as follows:

James Davenport	395	Votes
Thomas E. Edwards	220	Votes
William Falger	1249	Votes
Louis Marich	106	Votes
George F. Neece	2184	Votes
Roy E. Pack	2731	Votes
W.E. Thomas	677	Votes

That of said candidates George F. Neece and Roy E. Pack received the required number of votes for an election to the office of Councilmen of the City of Modesto, to-wit: more than one-half of the votes cast, and that said George F. Neece and Roy E. Pack have been and are elected to the office of Councilmen of the City of Modesto, and that certificates of election be issued to them as such under the hand and seal of the City Clerk.

The City Council, sitting as a canvassing board as aforesaid, further finds and declares that at said general municipal election the following ordinance, to-wit:

"An ordinance to provide for the administration of the water department of the City of Modesto, establishing rules and regulations and fixing the rates to be charged for water",

received 1153 votes in its favor and that 2873 votes were cast against the adoption of said ordinance; that the number of votes cast in favor of the adoption of said ordinance was less than one-half of the number of votes cast at said election, and that said ordinance was not adopted but was defeated.

The City Council, sitting as such canvassing board as aforesaid, further finds and declares that at said general municipal election the following ordinance, to-wit:

"An ordinance repealing a certain ordinance adopted by the People of the City of Modesto at a special election held on Tuesday, August 21st, 1917, entitled: "An ordinance for police regulation, relating to places where alcoholic liquors are sold, stored, delivered, kept, served, disposed of, or distributed, or given away within the corporate limits of the City of Modesto, County of Stanislaus, State of California; making unlawful the sale, storage, delivery, possession, disposal, distribution or giving away of such liquor (with certain exceptions) within said City, providing a penalty for the violation of the provisions hereof, and repealing all ordinances, or parts of ordinances in conflict herewith,"

received 2924 votes in favor of its adoption, and that 1077 votes were cast against the adoption of said ordinance; that the said number of votes cast in favor of the adoption of said ordinance was more than one-half of the number of votes cast at said election, and that said ordinance has been adopted by the people.

The City Council, sitting as such canvassing board as aforesaid further finds and declares that at said general municipal election the following ordinance, to-wit:

"An ordinance repealing ordinance No. 197-N.S. of the City of Modesto entitled: "An ordinance enforcing the provisions of Article XVIII of the Constitution of the United States prohibiting the manufacture, sale, storage, service, gift, transportation, importation or exportation of intoxicating liquors for beverage purposes; regulating all other traffic in such liquors; and providing penalties for the violation hereof,"

received 2920 votes in favor of the adoption of said ordinance and that 1044 votes were cast against the adoption of said ordinance, and that the number of votes cast in favor of the adoption of said ordinance was more than one half of the total number of votes cast at such election, and that said ordinance was adopted by the people.

The City Council, sitting as such canvassing board as aforesaid further finds and declares that at said general school election in and for the said Modesto City School District, the number of votes cast was 5232; that the number of votes received by each of the candidates for member of the Board of Education of the Modesto City School District was as follows:

Inez G. Bowron	1782	Votes
J. Frank Ferguson	1611	Votes
W. H. McFarren	353	Votes
W. C. Shackelford	2704	Votes
Mrs. C.E. Whitmore	2683	Votes

That the total number of votes received by W.C. Shackelford and Mrs. C.E. Whitmore, and each of them, is greater than one-half of the total number of ballots cast at said election, and that said W.C. Shackelford and Mrs. C.E. Whitmore and each of them, are elected members of the Board of Education of the Modesto City School District, and that certificates of election be issued to them as such under the hand and seal of the City Clerk.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of April, 1933, by Councilman Falger, who moved its adoption, which motion being duly seconded, was upon roll call carried, and the resolution adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H.E. GRAGG
CITY CLERK

* * * * *

RESOLUTION NO. 2573-N.S.

ADJOURNMENT

--- oOo ---

BE IT RESOLVED that this Council meeting now in session be and the same is hereby adjourned.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of April, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG

CITY CLERK

* * * * *

RESOLUTION NO.2574-N.S.

A RESOLUTION EXTENDING THE TIME FOR PAYMENT OF SECOND INSTALLMENT OF CITY TAXES
WITHOUT ADDITION OF DELINQUENT PENALTIES

---oOo---

WHEREAS, the Legislature of California has passed a bill extending the time for the payment of taxes upon real property for a period of sixty days from April 20th,1933, by reason of the economic conditions which make it impossible for property owners to pay the installment of County taxes which would otherwise become delinquent April 20th,1933; and

WHEREAS, the same condition exists in the City of Modesto; and

WHEREAS, the second installment of city taxes becomes delinquent on the 24th day of April,1933; and

WHEREAS, it is desirable that the City of Modesto conform as far as possible with the action taken by the State Legislature.

NOW THEREFORE, BE IT RESOLVED that the time for the payment of the second installment of taxes of the City of Modesto for the current fiscal year without penalty be and the same is hereby extended to the fourth Monday in May, 1933, at 5 o'clock P.M., and that none of the penalties for delinquency chargeable against any taxes which are not paid on April 24th,1933, be charged, provided said taxes are paid not later than 5 o'clock P.M. on May 22nd, 1933.

BE IT FURTHER RESOLVED that no charge be made against the Clerk or the City Auditor for failure to include and collect penalties on taxes which become delinquent on April 24th,1933; provided they are paid prior to 5 o'clock P.M. on May 22nd,1933.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 20th day of April,1933, by Commissioner Falger who moved its adoption, which motion being duly seconded it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

RESOLUTION NO.2575-N.S.

ADJOURNMENT

--- oOo ---

BE IT RESOLVED that this meeting now in session be and the same is hereby adjourned.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 20th day of April, 1935, by Commissioner Brown who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H.E. GRAGG
CITY CLERK

RESOLUTION NO. 2576-N.S.

A RESOLUTION SETTING TIME FOR HEARING OF PROTESTS TO THE PROPOSED ERECTION OF
A FRUIT AND VEGETABLE STAND AT 225 BODEM STREET

---oOo---

WHEREAS, an application has been filed with this Council by W. W. Chatterton for a permit to construct a fruit and vegetable stand at 225 Bodem Street; and

WHEREAS, the said application has been examined by the City Engineer and found to comply with the provisions of Ordinance No. 364-N.S.,

NOW THEREFORE, BE IT RESOLVED that the City Clerk be and he is hereby instructed to post and publish notices setting forth Wednesday, May 10th, 1933, at 7:30 P.M. as the time when all protests to such erection will be heard by the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of April, 1933, by Commissioner Boundey, who moved its adoption, which motion being duly seconded it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: E. GRAGG
CITY CLERK

* * * * *

RESOLUTION NO. 2577-N.S.

A RESOLUTION ACCEPTING AGREEMENT FOR RIGHT OF WAY ALONG RAILROAD
RESERVATION LEASED BY THE STOCKTON BOX COMPANY

---oOo---

WHEREAS, pursuant to the widening of Ninth Street to conform to specifications for highways and to the acquisition of a right of way from the Southern Pacific Company for such property along the railroad reservation as is necessary for this improvement, subject, however, to such terms as might be imposed by their lessees occupying certain portions of the reservation; and

WHEREAS, there has been tendered and considered an agreement from one such lessee, namely: The Stockton Box Company, providing for the release of a right of way along property on 9th Street in Block 146 in consideration of the payment of \$ 260.00 on or before May 24th, 1933;

BE IT, THEREFORE, RESOLVED that the above agreement with the Stockton Box Company be and the same is hereby accepted, and the Clerk and Auditor instructed to draw the warrant as specified.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of April, 1933, by Commissioner Boundey, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO. 2578-N. S.

A RESOLUTION ACCEPTING AGREEMENT FOR RIGHT OF WAY ALONG RAILROAD
RESERVATION LEASED BY THE AMERICAN LUMBER COMPANY

ooo000ooo

WHEREAS, pursuant to the widening of Ninth Street to conform to specifications for highways and to the acquisition of a right of way from the Southern Pacific Company for such property along the railroad reservation as is necessary for this improvement, subject however, to such terms as might be imposed by their lessees occupying certain portions of the reservation; and

WHEREAS, there has been tendered and considered an agreement from one such lessee, namely: THE AMERICAN LUMBER COMPANY providing for the release of a right of way along property on 9th Street in Block 145 in consideration of the payment of the sum of \$ 1707.00, fifty per cent upon completion of the removal of the buildings as provided in said agreement.

BE IT RESOLVED, THEREFORE that the above agreement with the American Lumber Company be and the same is hereby accepted, and the warrant for the first payment of 50% of the specified price be drawn by the City Clerk and Auditor.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of April, 1933, by Commissioner Boundey who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. CRAGG
CITY CLERK

RESOLUTION NO.2579-N.S.

A RESOLUTION INSTRUCTING THE CITY ENGINEER TO PROCEED WITH THE LAYING OUT, OPENING
GRADING, AND OILING OF NINETEENTH STREET AS PROPOSED

---oOo---

WHEREAS, pursuant to proceedings heretofore had in connection with the extension of 19th Street from Downey Avenue to Dry Creek to connect with a bridge under construction by the County of Stanislaus, and certain deeds for rights of way having been obtained; and

WHEREAS, the City Engineer reports at this time that he is ready to proceed with the work on this project, and asks permission for proceeding across those parcels of ground upon which no right of way has as yet been obtained;

BE IT RESOLVED THEREFORE, that the City Engineer be and he is hereby authorized and instructed to proceed with the laying out, opening, grading and oiling of 19th Street from Downey Avenue to the Dry Creek Bridge now under construction by the County of Stanislaus.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of April, 1933, by Commissioner Boundey who moved its adoption, which motion being duly seconded it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO. 2580-N.S.

A RESOLUTION AUTHORIZING NEGOTIATIONS FOR AN AGREEMENT WITH THE MODESTO TERMINAL CO.
FOR A RIGHT OF WAY

---oOo---

WHEREAS, pursuant to the re-routing of the State Highway through the City of Modesto over 9th Street, and to the subsequent widening of said street to comply with highway specifications; and

WHEREAS, the City wishes to obtain a right of way from the MODESTO TERMINAL COMPANY, together with its lessee, namely: Baker & Company over a strip of ground twelve (12) feet in width along Lots 31 to 34 inc. in Block 48;

THEREFORE, BE IT RESOLVED that the City Attorney and the City Engineer be and they are hereby instructed to enter into negotiations with said Modesto Terminal Company and lessee to obtain the right of way as above set forth.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of April, 1933, by Commissioner Boundey, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

* * * * *

RESOLUTION NO. 2581-N.S.

ADJOURNMENT

BE IT RESOLVED that this Council meeting now in session be and the same is hereby adjourned.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of April, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

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

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO. 2582-N.S.

A RESOLUTION ASSIGNING AND DESIGNATING DEPARTMENTS TO COUNCILMEN

---oOo---

WHEREAS, pursuant to the General Municipal Election held on April 11th, 1933, Geo. F. Neece and Roy E. Pack were duly proclaimed elected members of the City Council; and their oaths of office having been presented as being duly executed May 1st, 1933; and

WHEREAS, it is now incumbent upon the Council to proceed to organize and assign the various commissions to the members of the Council;

BE IT THEREFORE RESOLVED that Commissioner Roy E. Pack be and he is hereby named vice-chairman of the Council and Commissioner of the Department of Public Supplies; that Commissioner Geo. F. Neece be and he is hereby named Commissioner of Finance and Revenue; that Commissioner A. N. Brown be and he is hereby named Commissioner of Public Health and Safety; that Commissioner Harold L. Rogers be and he is hereby named Commissioner of Public Works.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of May, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Pack, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

* * * * *

RESOLUTION NO. 2583-N.S.

A RESOLUTION SOLICITING THE RECONSTRUCTION FINANCE CORPORATION TO ACT FAVORABLY UPON THE APPLICATION NOW ON FILE FROM THE YOSEMITE HIGHWAY COMPANY FOR FUNDS FOR THE PURPOSE OF BUILDING A SHORT CUT TOLL ROAD FROM A POINT BEYOND LA GRANGE IN STANISLAUS COUNTY TO BRICEBURG IN MARIPOSA COUNTY

---oOo---

WHEREAS, the Yosemite Highway Company, a semi-public corporation organized for the purpose of building a short cut toll road from a point beyond La Grange in Stanislaus County to the present State Highway at Briceburg in Mariposa County has made application to the Reconstruction Finance Corporation for funds as a self-liquidating project; and

WHEREAS, this proposed road will provide a saving of 30 miles in distance and over one hour in time for traffic entering the Yosemite Valley from the North with the further advantage of an elevation of 1800 feet less than any existing route making it free from snow the year round, and

WHEREAS, an engineering survey has been made at a cost of \$ 5,000 subscribed by the people of Modesto and other communities in Stanislaus County which shows that alignment to State standards with a minimum of 300' curve radius, maximum elevation of 1240 feet to Briceburg is possible along a scenic route provided

by the natural water grade of the Merced River, and

WHEREAS, this survey made in 1930 and based on costs at that time estimated by Harmon S. Bonte, well known construction engineer of San Francisco, called for an expenditure of \$ 1,724,550 for physical costs which can now be lowered by 25-50% on present day costs, and

WHEREAS, the construction of this road in addition to affording a better entrance to Yosemite Valley than now existing will further develop the natural resources existing in the Yosemite Park, open up a large mineral and timber area along the Merced River and protect power sites and ravages from forest fires in a region now isolated, and

WHEREAS, the construction of this road will provide needed employment at this time and thus come within the scope and intent of the Reconstruction Act and the efforts of the administration at Washington to provide needed relief through public projects; and

WHEREAS, the traffic surveys and official records indicate that the toll revenues to be anticipated will provide the revenues needed to liquidate the loan to the project as required by the Reconstruction Act.

THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Reconstruction Finance Corporation be earnestly solicited to act favorably upon the application now on file from the Yosemite Highway Company for funds under Sub-section 3 or 4, Section 201 A of the Reconstruction Act of 1932.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of May, 1933, by Mayor Dennett who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Pack, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO. 2584-N.S.

A RESOLUTION ALLOWING THE CLAIMS AGAINST THE CITY OF MODESTO FOR APRIL, 1933

---oOo---

WHEREAS, the various claims against the City of Modesto for the month of April, 1933, having been duly audited by the Council and found to be correct;

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

General Fund	\$ 18,931.33
Water Fund	3,849.99
Library Fund	1,272.87
Bond Red.Int.Fund.22
Beard Park Imp. Fund.	219.02
Total	\$ 24,273.43

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of May, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Pack, ^{Neece}/Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG
CITY CLERK

* * * * *

RESOLUTION NO. 2585-N.S.

A RESOLUTION ALLOWING THE CLAIM OF THE UNION SHOE SHOP FOR WELFARE SHOE REPAIR SUPPLIES

---oOo---

WHEREAS, the City Welfare Committee filed with the Council a claim of the Union Shoe Shop in the amount of \$ 20.32 for shoe repair materials furnished to the Bundle Store maintained by the said Committee;

BE IT RESOLVED that the said claim of the Union Shoe Shop be and the same is hereby allowed in the amount stated, and the City Clerk and Auditor authorized to draw the warrant therefor.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of May, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Pack, Rogers, Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: H. E. GRAGG
CITY CLERK

RESOLUTION NO.2586-N.S.

A RESOLUTION ALLOWING THE CLAIM OF THE SALVATION ARMY FOR REDEMPTION OF MEAL TICKETS GIVEN INDIGENTS

---oOo---

WHEREAS, a claim has been filed with the Council by the Salvation Army in the amount of \$ 58.96 for the redemption of tickets issued by the Police Department to transients for board, lodging, and groceries;

BE IT RESOLVED that the aforementioned claim be and the same is hereby allowed, and the City Clerk and Auditor instructed to draw warrant in the amount stated.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of May, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Rogers, Neece, Pack, and Mayor Dennett
Noes: Councilmen: None
Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

* * * * *

RESOLUTION NO.2587-N.S.

A RESOLUTION AUTHORIZING THE WARRANT TO THE STOCKTON BOX COMPANY FOR THE REMOVAL OF THEIR BUILDINGS ALONG NINTH STREET IN THE CITY OF MODESTO

---oOo---

WHEREAS, pursuant to the entering into an agreement with the Stockton Box Company for the release of their right in and to a strip of ground along the Southern Pacific Railway Reservation which provided for the removal of their buildings from aforesaid strip of ground for the consideration of the sum of \$ 260.00; and

WHEREAS, the City Engineer has filed a certification with the Council that the removal of said buildings has been completed;

BE IT RESOLVED that the City Clerk and Auditor be and they are hereby instructed to draw a warrant in favor of the Stockton Box Company in the amount of \$ 260.00 as provided in the said agreement.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of May, 1933, by Commissioner Neece who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Pack, Rogers, and Mayor Dennett
Noes: Councilmen: None
Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2588-N.S.

A RESOLUTION AWARING CONTRACT FOR LOW WEIR DAM TO THE J. F. KNAPP CONSTRUCTION CO.

---oOo---

WHEREAS, pursuant to the calling for bids for the construction of a low weir collapsible dam in the Tuolumne River for the purpose of creating a recreation center near the sirc of the new state bridge over the said River at Ninth Street; and

WHEREAS, on April 26th,1933, there were received, opened and declared two bids for the complete construction of the proposed dam; and

WHEREAS, after due consideration of both bids, it appearing that that of the J. F. Knapp Construction Company is the lowest and best bid;

BE IT RESOLVED that the bid of said J. F. Knapp Construction Company be and the same is hereby accepted, and the Mayor and City Clerk authorized to enter into a contract on behalf of the City of Modesto for the construction of said dam; and further authorizing the return to the unsuccessful bidder the certified check accompanying their bid;

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of May,1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Pack, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E.GRAGG
CITY CLERK

* * * * *

RESOLUTION NO. 2589-N.S.

A RESOLUTION AWARING BID FOR TURBINE PUMP TO HILD ELECTRIC COMPANY

---oOo---

WHEREAS, pursuant to the receiving of bids for a turbine or centrifugal pump and motor at the regular meeting of April 26,1933, and to the subsequent postponement of action of same until this time; and

WHEREAS, it is now expedient to purchase only the pump without the motor; and

WHEREAS, it appears that the bid of the Hild Electric & Manufacturing Company of Stockton, California, has submitted the lowest and best bid for a centrifugal pump at a price of \$ 1289.00, less a trade-in allowance of \$50.00;

THEREFORE, BE IT RESOLVED that the bid of the Hild Electric & Manufacturing Company be and the same is hereby accepted at the price above specified, and the City Clerk authorized to return to all other bidders their certified checks accompanying their bids.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of May,1933, by Commissioner Rogers who moved its adoption, which motion being duly seconded it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Pack, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG
CITY CLERK

* * * * *

RESOLUTION NO. 2590-N.S.

A RESOLUTION GRANTING A PERMIT FOR THE ERECTION OF A FRUIT AND VEGETABLE
STAND TO W. E. CHATTERTON AT 225 BODEM STREET

---oOo---

WHEREAS, pursuant to the filing with the Council on April 26, 1933, an application for the erection of a fruit and vegetable stand at 225 Bodem Street by W. E. Chatterton, and

Whereas, pursuant to the posting and publishing of notices as provided in Ordinance No. 364-N.S. providing for the setting out of a time for hearing of any and all protests to the erection of such building; and

WHEREAS, this being the time set forth for hearing of such protests, there being neither written nor oral protests on file;

BE IT RESOLVED that a permit be issued to W. E. Chatterton for the erection of a fruit and vegetable stand at 225 Bodem Street as petitioned.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of May, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Pack, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG
CITY CLERK

RESOLUTION NO.2591-N.S.

A RESOLUTION DESIGNATING HAROLD L. ROGERS EX-OFFICIO MEMBER OF THE CITY
PLANNING COMMISSION

---oOo---

WHEREAS, pursuant to the provision that the Commissioner of Public Works act as ex-officio member of the Planning Commission; and

WHEREAS, by virtue of the expiration of former Commissioner Boundey's term of office; and

WHEREAS, Commissioner Rogers has by resolution No.2582-N.S. been designated Commissioner of Public Works;

THEREFORE, BE IT RESOLVED that Commissioner Boundey be and he is hereby officially designated ex-officio member of the City Planning Commission to serve until the expiration of his term as Councilman.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of May, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Beece, Pack, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

* * * * *

RESOLUTION NO.2592-N.S.

A RESOLUTION ACCEPTING AGREEMENT WITH ALEX HIGHLET FOR RELEASE OF RIGHT OF WAY
ALONG NINTH STREET ON THE RAILROAD RESERVATION; AND FOR THE REMOVAL OF
THE BUILDINGS THEREFROM

---oOo---

WHEREAS, pursuant to the entering into an agreement with the Southern Pacific Company for a right of way along the railroad reservation for the widening of Ninth Street to conform to highway specifications, said agreement reserving the rights of such lessees of the Railway Company who have improvements located upon the Reservation; and

WHEREAS, at this time an agreement with Alex Highlet, a lessee of the Southern Pacific Company, has been tendered the City Council, which agreement provides for the release of the right of way along property occupied by the said lessee, and for the removal of such buildings now situate upon the right of way in consideration of the sum of \$ 1282.00;

NOW THEREFORE, BE IT RESOLVED that the aforesaid agreement with Alex Highlet be and it is hereby accepted by the City of Modesto, and ordered filed in the office of the City Clerk.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of May, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Pack, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

* * * * *

RESOLUTION NO. 2593-N.S.

WHEREAS, in the improvement of Ninth Street it has become necessary to purchase from the Modesto Gas Company a strip of ground in Block 50 and to pay the Modesto Gas Company, in addition to the value of said ground, the cost of removing its fences, shrubberies, sprinklers, mains, conduits, appliances, and other improvements from said strip of ground so purchased; and

WHEREAS, the Modesto Gas Company has executed and delivered to the City of Modesto a deed of conveyance of said strip of ground for road purposes.

NOW THEREFORE, BE IT RESOLVED that the City accept said deed and that it pay the Modesto Gas Company therefor the sum of Three Hundred Eighty-Five and 96/100 Dollars (\$ 385.96), the stipulated purchase price, and that a warrant be issued and delivered to the Modesto Gas Company for said amount.

BE IT FURTHER RESOLVED that the City of Modesto pay to said Modesto Gas Company the further sum of Two Hundred and Fifty Dollars (\$250.00), the agreed cost of removing from said strip of ground the aforesaid improvements placed thereon by the Modesto Gas Company, said payment to be made to the Modesto Gas Company upon the completion of said removal, and that a warrant be issued for said sum of Two Hundred and Fifty Dollars (\$250.00) and delivered to the Modesto Gas Company when the City Engineer notifies the City Clerk that said improvements have been removed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of May, 1933, by Councilman Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call carried, and the resolution adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Pack, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO. 2594-N.S.

A RESOLUTION FIXING THE RATE TO BE PAID LABORERS WORKING OUT WATER BILLS IN THE
DEPARTMENT OF PUBLIC WORKS

---oOo---

WHEREAS, in view of the unemployment existing in the City of Modesto and the inability of such unemployed to pay their water bills; and

WHEREAS, it has been expedient to have such unemployed to perform labor for the public works department to pay their delinquent water bills; and

NOW THEREFORE, BE IT RESOLVED that the scale of wages to be paid for such labor be and the same is hereby fixed at the sum of twenty-five cents per hour for each hour of work performed .

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of May, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Pack, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

* * * * *

RESOLUTION NO. 2595-N.S.

A RESOLUTION APPOINTING MEMBERS OF THE PARK COMMISSION OF THE CITY OF MODESTO

---oOo---

WHEREAS, pursuant to the adoption of Ordinance No. 439-N.S. amending Ordinance No. 377-N.S., creating a Park Commission to consist of three members and the Commissioner of Finance and Revenue; and

WHEREAS, by the adoption of said Ordinance No. 439-N.S. the Park Commission now existing has been abolished;

THEREFORE, BE IT RESOLVED that a Board of Park Commissioners be and the same is hereby appointed, as follows: Lora DeYoe Brown, to serve for a term of three years from this date; Mas. A. Davis, to serve a term of two years from this date; and Frederick Knoww, to serve a term of one year from this date; and Geo. F. Neece in the capacity of Commissioner of Finance and Revenue of the City of Modesto to serve during the term of his office as such.

BE IT FURTHER RESOLVED that a meeting of said Board of Park Commissioners be and the same is hereby called to be held at two o'clock P.M. on Saturday, May 13th, 1933, in the Council Chambers of the City Hall for the purpose of organization.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of May, 1933 by Commissioner Neece, who moved its adoption, which motion being duly seconded.

it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Pack, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG
CITY CLERK

RESOLUTION No. 2596-N.S.

ADJOURNMENT

---oOo---

BE IT RESOLVED that this Council meeting now in session be and the same is hereby adjourned.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of May, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Pack, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG
CITY CLERK

* * *

RESOLUTION NO. 2597-N.S.

A RESOLUTION AUTHORIZING WARRANT IN SETTLEMENT OF CONDEMNATION SUIT TO ACQUIRE
RIGHT OF WAY THROUGH BLOCKS 442 AND 443 OWNED BY THE BEARD LAND AND IN-
VESTMENT COMPANY

---oOo---

WHEREAS, pursuant to Resolution No. 2504-N.S. providing for the acquisition by condemnation proceedings of a right of way through Blocks 442 and 443, owned by the Beard Land & Investment Company, for the purpose of widening of Ninth Street to conform to state highway specifications; and

WHEREAS, at this time the City Attorney reports that the condemnation suit has been settled and the sum of \$ 2,020.80 set as the price to be paid for such right of way;

THEREFORE, BE IT RESOLVED that the City Clerk be and he is hereby directed to draw a warrant in favor of the Beard Land & Investment Company for a right of way through Blocks 442 and 443 for the widening of Ninth Street, the said warrant to be in the amount of \$ 2,020.80, the same being the amount fixed by the settlement of the condemnation suit brought against the said Beard Land & Investment Company by the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of May, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Pack, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

RESOLUTION NO.2598-N.S.

A RESOLUTION ALLOWING THE CLAIM OF T. E. EDWARDS FOR TAX REFUND

---oOo---

WHEREAS, a claim has been filed with the Council by Thos. E. Edwards in the amount of \$ 2.38 for a refund on an erroneous assessment of taxes for the years 1931 and 1932; and

WHEREAS, the claim appears to be a just and legal claim against the City as specified;

THEREFORE, BE IT RESOLVED that the above mentioned claim of T. E. Edwards be and the same is hereby allowed, and the City Clerk and Auditor authorized and instructed to draw the warrant therefor.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of May, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Pack, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG

CITY CLERK

* * * * *

RESOLUTION NO. 2599-N.S.

A RESOLUTION CALLING FOR PLANS AND ESTIMATED COST OF PROPOSED GOLF COURSE ON THE AVIATION FIELD

--- oOo ---

WHEREAS, there has been filed with the Council a proposal by Ian MacDonald, 1113 14th Street, for the converting of the municipal aviation field into a municipal golf course; and

WHEREAS, the matter of abandoning the municipal airport has been presented to the Council from time to time for consideration; and

WHEREAS, the proposal outlined by Ian MacDonald appears to be a plausible project;

BE IT THEREFORE RESOLVED that said Ian MacDonald be and he is hereby requested to co-operate with the City Engineer in preparing detailed plans and the estimated cost of converting the existing aviation field into a municipal golf course.

The foregoing resolution was introduced at the regular meeting of the Council of the City of Modesto held on the 24th day of May, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Pack, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: H.E. GRAGG
CITY CLERK

RESOLUTION NO. 2600-N.S.

A RESOLUTION MODIFYING SECTION 5 OF ORDINANCE NO. 432-N.S. RELATIVE TO METER RATES
ON VACANT BUILDINGS

---oOo---

WHEREAS, it appears advisable to modify that section of Ordinance No. 432-N.S. namely: Section 5, relative to the minimum rate to be charged for metered services, so as to provide that half of the specified minimum rate for meter service be charged in those cases where a building or dwelling is vacant;

BE IT THEREFORE RESOLVED that Section 5 of said Ordinance No. 432-N.S. be and the same is hereby modified to provide for the payment of one-half of the minimum meter rate during the period in which buildings or dwellings on meters are vacant.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of May, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Pack, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

RESOLUTION NO. 2601 - N.S.

A RESOLUTION RATIFYING AGREEMENT HERETOFORE ENTERED INTO WITH THE PACIFIC GAS
& ELECTRIC COMPANY FOR CERTAIN RIGHTS OF WAY ALONG NINTH STREET

--- oOo ---

WHEREAS, on the 18th day of November, 1931, there was entered into by and between the City of Modesto and the Pacific Gas & Electric Company an agreement for certain rights of way along 9th Street for the purpose of widening said street to conform with state highway specifications; and

WHEREAS, the said agreement is now before the Council for ratification;

BE IT THEREFORE RESOLVED that the above mentioned agreement be and the same is hereby approved and ratified by the City Council this 24th day of May, 1933.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto this 24th day of May, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Pack, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG
CITY CLERK

RESOLUTION NO. 2602-N.S.

A RESOLUTION RATIFYING CONTRACT AND APPROVING BOND FOR THE CONSTRUCTION OF A LOW WEIR DAM
IN THE TUOLUMNE RIVER

---oOo---

WHEREAS, pursuant to the award of contract to J. F. Knapp for the construction of a low weir dam in the Tuolumne River at the Bridge across the Tuolumne River at Ninth Street; and

WHEREAS, the contract, duly executed, together with the contractor's bond for faithful performance thereof, has been presented to the Council for approval and ratification;

BE IT THEREFORE RESOLVED that the said contract be and the same is hereby ratified and the bond for faithful performance thereof be and the same is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of May, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Pack, Rogers, and Mayor Dennett
Noes: Councilmen: None
Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

* * * * *

RESOLUTION NO. 2603-N.S.

ADJOURNMENT

----- oOo -----

BE IT RESOLVED that this Council meeting now in session be and the same is hereby adjourned.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of May, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Pack, Rogers, and Mayor Dennett
Noes: Councilmen: None
Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

A RESOLUTION AUTHORIZING A SETTLEMENT WITH THE MODESTO TERMINAL COMPANY FOR RIGHTS
OF WAY ON NINTH STREET

*** **

WHEREAS, pursuant to Resolution No. 2504-N.S., condemnation proceedings have been commenced by the City Attorney on behalf of the City of Modesto in the Superior Court of the State of California against the Modesto Terminal Company, a corporation, C.W. Jones, trustee, Santa Fe Land Improvement Company, a corporation, and Baker & Company, a corporation, for the condemnation of a strip of land in Blocks 48 and 49 of the City of Modesto for the widening of Ninth Street to make the same conform with the State Highway Specifications, ⁱⁿ which action answers have been filed so that the same is now ready for trial; and

WHEREAS, pursuant to negotiations, a stipulation has been offered by the defendants Modesto Terminal Company, C.W. Jones, trustee, and Santa Fe Land Improvement Company, agreeing to convey said strip of ground to the City of Modesto for highway purposes for the sum of Thirty-Eight Hundred Thirty-Six and 64/100 Dollars (\$ 3,836.64) plus the additional sum of Five Hundred and Fifty Dollars (\$ 550.00), the cost of removing a warehouse from the right of way in Block 49, with the additional stipulation that the warehouse occupied by Baker & Company within the limits of said proposed right of way in Block 48 may remain until the expiration of the lease of Baker & Company upon said parcel of ground on October 31st, 1935, at which time the portion of said building upon said right of way shall be removed and the cost of removing and remodeling the same shall be determined by the City Engineer and representatives of said defendants, and such cost paid by the City of Modesto less the difference between the rental paid by said Baker & Company for said warehouse and the rental if said removal and remodeling were now done and the rental for the remainder of the term of said lease reduced proportionately to the consequent reduction of square feet of floor space included in said warehouse as so remodeled and reduced.

THEREFORE BE IT RESOLVED that said offer of settlement be accepted and that upon the entry of an interlocutory judgment of condemnation, a warrant be drawn and delivered to the Modesto Terminal Company for the aggregate sum of Forty-three Hundred Eighty-six and 64/100 Dollars (\$4386.64), and that when the removal of that part of the Baker Warehouse existing on said proposed right of way be accomplished and the report of the City Engineer as to the cost of such removal, remodeling and replacement is filed, that a warrant be issued to the said Modesto Terminal Company for the cost thereof.

BE IT FURTHER RESOLVED that said action, in so far as it involves said Baker & Company, be dismissed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of June 1933, by Councilman Neece, who moved its adoption, which motion being duly seconded was upon roll call carried, and the resolution adopted by the following vote:

Ayes: Councilmen: Brown, Rogers, Neece, Pack and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H.E. GRAGG
CITY CLERK

* * * * *

RESOLUTION NO. 2605-N.S.

A RESOLUTION WAIVING PENALTY ON DELINQUENT WATER ACCOUNT FOR THE BOMBERGER BROTHERS

--- oOo ---

WHEREAS, Amos Bomberger, realtor, has appeared before this Council protesting the payment of the 10% delinquent penalty on a water account of the Hillgrove Orange Company stating that the check of the latter had been mailed from San Francisco, on the 9th of the month, but that owing to the delay in delivering and handling the mail Saturday afternoon, which day was the 10th of the month, it was impossible to pay the account at the City Clerk's office before the delinquent penalty was added; and

WHEREAS, in the opinion of the Council that inasmuch as the 10th of the month fell on a Saturday, some consideration should be given the protest;

THEREFORE, BE IT RESOLVED that the City Clerk be and he is hereby instructed to accept payment of the Hillgrove Orange Company's water account, waiving the customary 10% delinquent penalty.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of June, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Pack, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2606-N.S.

A RESOLUTION DONATING \$ 200.00 TO THE FOURTH OF JULY CELEBRATION COMMITTEE

--- oOo ---

BE IT RESOLVED that \$ 200.00 be and the same is hereby donated out of the General Fund of the City of Modesto to the Fourth of July Celebration Committee to be used in defraying expenses of the said Committee in carrying out plans for a Fourth of July celebration at the new Ninth Street Bridge and Low Weir Dam, and instructing the City Clerk and Auditor to draw a warrant therefor in favor of B. H. Bond, Chairman of said Committee.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of June, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Pack, Rogers, and Mayor Dennett
Noes: Councilmen: None
Absent: Councilmen: None

Attest: _____

H.E. GRAGG
CITY CLERK

* * * * *

RESOLUTION NO.2607-N.S.

A RESOLUTION DONATING \$500.00 SUBSIDY TO THE STANISLAUS COUNTY BOYS' BAND

--- oOo ---

WHEREAS, pursuant to petition of the Stanislaus County Boys' Band Association for a \$ 500.00 subsidy to support their organization as a civic enterprise; and

WHEREAS, in view of the fact that it has been the policy of the said Band to give a series of concerts in the various city parks during the summer months and the policy of the City to make a donation to defray the expense of such concerts;

BE IT THEREFORE, RESOLVED that \$ 500.00 be and the same is hereby donated out of the General Fund of the City of Modesto to the Stanislaus County Boys' Band; and the City Clerk and Auditor instructed to draw a warrant therefor in favor of the treasurer of said organization.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of June, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Pack, Rogers, and Mayor Dennett
Noes: Councilmen: None
Absent: Councilmen: None

Attest: _____

CITY CLERK

RESOLUTION NO.2608-N.S.

A RESOLUTION ALLOWING CLAIMS AGAINST THE CITY OF MODESTO FOR THE MONTH OF MAY,1933

--- oOo ---

WHEREAS, the various claims against the City of Modesto for the month of May,1933, having been duly audited and approved by the Council;

IT IS HEREBY RESOLVED that all of said claims so audited and approved be and the same are allowed; reference being made to the Auditor's Cash Book for further details regarding the amounts of withdrawals from the various funds as follows:

General Fund	\$ 20,077.57
Water Fund	4,033.94
Library Fund	1,304.21
Bond Red.Int.Fund	66.15
St.Bond Red.Int.Fund	75.00
Beard Park Imp.Fund	143.00
TOTAL	\$ 25,699.87

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of June,1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Pack, Rogers, and Mayor Dennett
Noes: Councilmen: None
Absent: Councilmen: None

Attest: _____
H.E. GRAGG
CITY CLERK

RESOLUTION NO.2609-N.S.

A RESOLUTION INSTRUCTING THE CITY CLERK TO CALL FOR BIDS FOR THE OFFICIAL PRINTING AND ADVERTISING FOR THE FISCAL YEAR ENDING JUNE 30TH,1933

---oOo---

BE IT RESOLVED that the City Clerk be and he is hereby instructed to advertise for bids for the official printing and advertising of the City of Modesto for the fiscal year ending June 30th,1934, the said bids to be received by the Council at the regular meeting of June 28th,1933.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of June,1933 by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Pack, Rogers, and Mayor Dennett
Noes: Councilmen: None
Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2610-N.S.

A RESOLUTION INSTRUCTING THE CITY CLERK TO CALL FOR BIDS FOR LAMP GLOBES

--- oOo ---

BE IT RESOLVED that the City Clerk be and he is hereby instructed to advertise for bids for the supplying of incandescent lamp globes to the City of Modesto for the fiscal year beginning July 1,1933, the said bids to be received by the Council at the regular meeting of June 28th,1933.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of June, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Pack, Rogers, and Mayor Dennatt

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

RESOLUTION NO.2611-N.S.

A RESOLUTION INSTRUCTING THE CITY CLERK TO CALL FOR BIDS FOR GASOLINE

---oOo---

BE IT RESOLVED that the City Clerk be and he is hereby instructed to advertise for bids for approximately 30,000 gallons of gasoline, the said bids to be received by the Council at the regular meeting of June 28th, 1933.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of June, 1933, by Commissioner Pack, who moved its adoption, which motion being duly seconded it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Pack, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

RESOLUTION NO.2612-N.S.

A RESOLUTION INSTRUCTING THE CITY CLERK TO PUBLISH A NOTICE TO WATER CONSUMERS
RELATIVE TO RESTRICTION UPON USE OF WATER FOR IRRIGATION PURPOSES
DURING THE SUMMER MONTHS

---oOo---

WHEREAS, it has in years heretofore been the policy of the City Water Department to restrict the use of water during the summer months to alternate days for irrigation purposes; and to publish a notice to that effect each month; and

WHEREAS, in view of the necessity for economy in all respects it has seemed advisable to the Council to restrict such publication to once a week for three weeks only;

THEREFORE, BE IT RESOLVED that the City Clerk be and he is hereby instructed to cause a notice to water consumers relative to the use of water for irrigation purposes to be published once a week for three weeks starting August 1st, 1933.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of June, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Pack, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

HE. GRAGG
CITY CLERK

* * * * *

RESOLUTION NO.2613-N.S.

A RESOLUTION AUTHORIZING REPAIRS TO HOUSE AT SIXTEEN TWENTY EIGHT 'H' STREET

---oOo---

WHEREAS, the City of Modesto is the owner of the house located at 1628 H Street; and

WHEREAS, the said house has been reported by the City Engineer to be in need of certain repairs and renovations;

THEREFORE, BE IT RESOLVED that the City Engineer be and he is hereby instructed to proceed with the necessary repairs to the house as aforesaid.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of June, 1933, by Commissioner Rogers, who moved its adoption which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Pack, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2614-N.S.

A RESOLUTION AUTHORIZING THE DRAWING OF WARRANT IN FAVOR OF ALEX HIGHIET FOR NINTH STREET RIGHT OF WAY ALONG THE RESERVATION OF THE RAILROAD

---oOo---

WHEREAS, pursuant to the entering into an agreement with Alex Highiet for the removal of certain buildings along the Railroad Reservation so as to permit the widening of Ninth Street to state highway specifications; and

WHEREAS, said agreement provided for the payment of \$ 1282.00 to said Alex Highiet upon the completion of the removal of said buildings; and

WHEREAS, the City Engineer at this time filed with this Council a written statement to the effect that the buildings had been removed in accordance with the provisions of the agreement;

THEREFORE, BE IT RESOLVED that the City Clerk and Auditor be and they are hereby instructed to draw a warrant in the amount of \$ 1282.00 as stipulated in the above mentioned agreement.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modest held on the 14th day of June, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Pack, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H.E. GRAGG
CITY CLERK

* * * * *

RESOLUTION NO.2615-N.S.

A RESOLUTION AUTHORIZING PAYMENT OF 75% OF CONTRACT PRICE FOR DAM TO

J. F. KNAPP

---oOo---

WHEREAS, pursuant to the terms of the contract entered into with J. F. Knapp Construction Co. for the constructing of a low weir dam in the Tuolumne River at 9th Street Bridge, 75% of the contract price is due and payable upon the completion of the dam; and

WHEREAS, the City Engineer has filed with this Council a certification showing the completion of the said dam to the satisfaction of the terms of the Contract;

THEREFORE, BE IT RESOLVED that the City Clerk and Auditor be and they are hereby instructed to draw a warrant in the sum of \$ 5,568.75 in favor of J.F.Knapp, the same being 75% of the contract price for a low weir dam in the Tuolumne River.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of June, 1933, by Commissioner Rogers, who moved its adoption, which motion being

duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Pack, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

RESOLUTION NO. 2616-N.S.

A RESOLUTION CONFIRMING SETTLEMENT ON RIGHT OF WAY FOR DAM

---111---

WHEREAS, a settlement having been arrived at between John and Mary Foit and the City of Modesto with regard to the price to be paid for a parcel of land on the south side of the Tuolumne River on which to construct and maintain the south abutment and wing of the dam being constructed by the City of Modesto across the Tuolumne River, whereby said John and Mary Foit have agreed to sell an easement for the construction of said dam, as aforesaid, to the City for the sum of Three Hundred Dollars (\$ 300.00), and whereby it has been further agreed that the City shall reinforce the fence constructed by the State Highway Commission along its right of way on the Foit property and provide said Foits with a key to the gate whereby entrance to the south landing of the dam may be secured.

THEREFORE, BE IT RESOLVED that said settlement and agreement be ratified and approved; that the said deed for said parcel of real property be accepted; that a warrant in favor of John and Mary Foit in the sum of Three Hundred Dollars (\$ 300.00) be drawn and delivered to them on the delivery to the City of Modesto of a deed for said parcel of ground; that the City Clerk on behalf of the City of Modesto, deliver to said John and Mary Foit a letter agreeing to reinforce the fence and provide a key for said gate, as aforesaid.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of June, 1933, by Councilman Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Neece, Pack, Rogers, and Mayor Dennett

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

RESOLUTION NO.2617-N.S..

A RESOLUTION ACCEPTING THE RESIGNATION OF MAYOR L. L.DENNETT

---oOo---

WHEREAS, Mayor L.L.Dennett has presented to the Council his written resignation from the office of Mayor of the City of Modesto;

BE IT THEREFORE RESOLVED that the said resignation be and the same is hereby accepted by the Council of the City of Modesto with sincere regret; and

BE IT FURTHER RESOLVED that on behalf of the populace of the City of Modesto the Council does herewith express appreciation for the conscientious service given to the public by Mr. Dennett in the fulfillment of his duties as Mayor during the past two years.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of June, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded. it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Paek and Rogers

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

CITY CLERK

* * * * *

RESOLUTION NO.2618-N.S.

A RESOLUTION APPOINTING SOL P. ELIAS MAYOR OF THE CITY OF MODESTO

---oOo---

WHEREAS, pursuant to the resignation of L.L.Dennett from the office of Mayor of the City of Modesto, and to the subsequent acceptance of his resignation; and

WHEREAS, it is incumbent upon the City Council to appoint a successor to Mayor Dennett to fill his unexpired term of office; and

WHEREAS, it is the unanimous opinion of the Council that former mayor Sol P. Elias is most qualified and most eligible for the office;

BE IT THEREFORE RESOLVED that Sol P. Elias be and he is hereby appointed Mayor of the City of Modesto to serve the unexpired term of L.L.Dennett.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of June, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Paek, Rogers,

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H.E. GRAGG
CITY CLERK

See below declined this appointment June 28 1933.

RESOLUTION NO.2619-N.S.

A RESOLUTION AUTHORIZING THE FIRE DEPARTMENT TO ANSWER FIRST AID EMERGENCY CALLS OUTSIDE THE CITY LIMITS

--- oOo ---

WHEREAS, Fire Chief Geo. E. Wallace has called to the attention of the Council the fact that from time to time the Fire Department is called upon to answer first aid emergency calls outside the City Limits for the use of the inhalator and resuscitation equipment in cases of drowning, heart failure, etc. and has asked the sanction of the Council for the response to such calls;

BE IT THEREFORE, RESOLVED that the Fire Department of the City of Modesto be and it is hereby authorized to answer calls outside the City limits for the administering of first aid with the inhalator and resuscitation equipment in emergency cases.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of June, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Pack and Rogers

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H.E. GRAGG
CITY CLERK

RESOLUTION NO.2620-N.S.

ADJOURNMENT

---oOo---

BE IT RESOLVED that this Council meeting now in session be and the same is hereby adjourned.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of June, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG

CITY CLERK

RESOLUTION NO.2621-N.S.

A RESOLUTION REJECTING CLAIM OF F.W.ROBERTS FOR A BUILDING PERMIT REFUND

---oOo---

WHEREAS, there has been filed with this Council a claim by F.W. Roberts for the refund of a building permit fee paid to the City of Modesto over two years ago for a building which was never erected; and

WHEREAS, in view of the fact that so much time has passed since the permit was granted it is the unanimous opinion of the Council that the claim should be rejected;

THEREFORE, BE IT RESOLVED that the claim of F.W.Roberts for a refund of building permit fee as stated above be and the same is hereby rejected.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of June, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Rogers, Neece, and Acting Mayor Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H.E. GRAGG
CITY CLERK

* * * * *

RESOLUTION NO 2622-N.S.

A RESOLUTION DISQUALIFYING BID OF TEXAS COMPANY FOR GASOLINE AND REFERRING ALL OTHER BIDS TO THE CITY ENGINEER FOR RECOMMENDATION AND REPORT

---- oOo ---

WHEREAS, pursuant to the advertising for bids for the furnishing of 30,000 gallons of gasoline to the City of Modesto, and this being the time set out in said notice for receiving and opening of bids, there being on file seven bids all as set forth in detail in the record of minutes now on file in the Clerk's office; and

WHEREAS, with the exception of the bid of the Texas Oil Company, all bids were in the proper form and accompanied by certified checks as specified in the notice to bidders, the bid of the Texas Oil Company being unaccompanied by a certified check;

BE IT THEREFORE RESOLVED that the bid of the Texas Oil Co. be and the same is hereby disqualified and the City Clerk instructed to so notify said firm; that all others bids be and they are hereby referred to the City Engineer for tabulation and report at the next regular meeting of the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of July, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly

seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

* * * * *

RESOLUTION NO. 2623-N.S.

A RESOLUTION ACCEPTING THE BID OF THE MODESTO NEWS HERALD FOR THE OFFICIAL PRINTING
AND ADVERTISING OF THE CITY OF MODESTO FOR THE FISCAL YEAR ENDING

JUNE 30TH, 1934

--- oOo ---

WHEREAS, pursuant to the calling for bids for the official printing and advertising for the City of Modesto for the period ending June 30, 1934, there being on file one bid, namely: that of the Modesto News-Herald; and

WHEREAS, the said bid appears to be acceptable and within reason;

THEREFORE, BE IT RESOLVED that the bid of the Modesto News-Herald for the official printing and advertising of the City of Modesto for the fiscal year beginning July 1st, 1933, and ending June 30th, 1934, be and the same is hereby accepted, and the City Clerk and Mayor authorized and instructed to enter into a contract therefor at the prices set forth in said bid.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of June, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

RESOLUTION NO.2624-N.S.

A RESOLUTION ACCEPTING THE POLICY FOR COMPENSATION INSURANCE PRESENTED BY THE STATE COMPENSATION FUND

--- oOo ---

WHEREAS, the policy for compensation insurance carried by the City of Modesto with the State Compensation Insurance Fund expires July 20, 1933; and

WHEREAS, a new policy has been submitted by said State Fund for consideration of the Council;

THEREFORE, BE IT RESOLVED that the policy submitted by the State Compensation Insurance Fund for compensation insurance of the City of Modesto for the period beginning July 1st,1933, and ending June 30,1934, be and the same is hereby accepted, and the City Clerk and Auditor instructed to draw the warrant for the premium therefor in the amount of \$ 2,398.94.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of June,1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Acting Mayor Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

* * * * *

RESOLUTION NO.2625-N.S.

A RESOLUTION GRANTING A PERMIT TO C.C.BRITTON TO ERECT A BUSINESS BUILDING AT MORRIS & SYCAMORE AVENUES

---oOo---

WHEREAS, C.C.Britton having filed an application for the erection of a store building on property known as Lots 12 and 13 in Block 338 at the corner of Morris and Sycamore Avenues; and

WHEREAS, notices of the proposed erection were subsequently posted and published by the City Clerk, as appears by the affidavits on file, setting forth a time for the hearing of protests thereto by the Council; and

WHEREAS, this being the time set out for the hearing of any and all protests to the proposed erection and there being neither any oral or written protests made to the Council;

THEREFORE, BE IT RESOLVED that in accordance with the provisions of Ordinance No. 364-N.S., C.C.Britton be and he is hereby granted a permit for the erection of the building as prayed for.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of June, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following votes:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: none

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

RESOLUTION NO. 2626-N.S.

A RESOLUTION REAPPOINTING MURRAY WILLIAMS A MEMBER OF THE BOARD OF LIBRARY TRUSTEES OF McHENRY LIBRARY

--- oOo ---

WHEREAS, the term of office of Murray Williams, member of the Board of Trustees of McHenry Public Library expires July 1, 1933;

THEREFORE, BE IT RESOLVED that Murray Williams be and he is hereby appointed a member of the McHenry Public Library Board of Trustees to serve a term of four years from and after July 1, 1933;

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of June, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

* * * * *

RESOLUTION NO. 2627-N.S.

A RESOLUTION PROVIDING FOR A COURT SETTLEMENT OF RIGHT OF WAY PROCEEDINGS AGAINST PODESTO & ARATA FOR RIGHT OF WAY FOR NINTH STREET HIGHWAY THROUGH BLOCK 229

--- oOo ---

WHEREAS, pursuant to Resolution No. 2465-N.S. authorizing the City Treasurer to deposit certain funds in the Superior Court of Stanislaus County in connection with right of way proceedings against Podesto and Arata for the acquisition of a right of way through Block 229 for an approach to the new bridge across the Tuolumne River; and

WHEREAS, in the meanwhile it was thought a settlement of the suit could be reached by arbitration between Podesto and Arata and the City of Modesto; and

WHEREAS, it now becomes expedient to clear this matter up at the earliest possible date;

THEREFORE, BE IT RESOLVED that the City Attorney be and he is hereby instructed to proceed to take the condemnation suit of the City of Modesto

against Podesto & Arata for a right of way through Block 229 into the courts for settlement.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of June, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

CITY CLERK

RESOLUTION NO. 2628-N.S.

A RESOLUTION DIRECTING THE COMMISSIONER OF PUBLIC HEALTH & SAFETY TO TAKE CONTROL OF THE WORK OF BURNING GRASS ON VACANT LOTS

---oOo---

WHEREAS, it being customary for the Fire Department of the City of Modesto to burn grass on vacant lots in the City each year as a fire prevention measure; and

WHEREAS, the Fire Chief has asked the Council to make some decision in regard to the policy to be followed in regard to this work this year; and

WHEREAS, there has been some discussion of having this work performed as an unemployment measure;

THEREFORE, BE IT RESOLVED that the Commissioner of Public Health & Safety be and he is hereby designated by the Council to take whatever steps he deems advisable in the matter of burning grass on vacant lots this summer.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of June, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

RESOLUTION NO. 2629-N.S.

A RESOLUTION ADOPTING THE BUDGETS OF THE VARIOUS DEPARTMENTS FOR THE FISCAL YEAR BEGINNING JULY 1, 1933, AND ENDING JUNE 30TH, 1934

---oOo---

WHEREAS, the attached budgets of the various departments of the City of Modesto for the fiscal year beginning July 1, 1933, and ending June 30, 1934, have been heretofore submitted to the Council; and

WHEREAS, the said budgets have been duly amended, corrected and approved by the Council;

THEREFORE, BE IT RESOLVED that the budgets so amended and approved be and the same are hereby adopted for the fiscal year beginning July 1, 1933, and ending June 30th, 1934.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of June, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Vice-mayor Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H.E. GRAGG
CITY CLERK

RESOLUTION NO. 2630-N.S.

A RESOLUTION RELATIVE TO CONVERSION OF THE MUNICIPAL AVIATION FIELD INTO A MUNICIPAL GOLF COURSE

---oOo---

WHEREAS, there has been submitted to the Council for approval plans for the conversion of the Municipal Aviation Field into a municipal golf course;

BE IT THEREFORE, RESOLVED that the plans submitted be and they are hereby tentatively adopted and approved by the Council; and the City Engineer is herewith directed to proceed with the work of preparing the aviation field for the golf course as planned;

BE IT ALSO RESOLVED that the members of the City Council be and they are hereby appointed a committee with Commissioner Neece chairman thereof in charge of the golf course plan.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of June, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H.E. GRAGG
CITY CLERK

RESOLUTION NO.2631-N.S.

A RESOLUTION GRANTING LICENSES TO CERTAIN APPLICANTS FOR THE SALE OF ALCOHOLIC BEVERAGES CONTAINING 3.2% ALCOHOL

--- oOo ---

WHEREAS, there has been submitted to the Council certain applications for the sale of beverages containing 3.2 % alcohol; and

WHEREAS, the said applications have been investigated and approved by the Commissioner of Public Health and Safety and have been found to comply with all provisions of Ordinance No. 442-N.S.;

THEREFORE, BE IT RESOLVED that the following applications for licenses to sell beverages of 3.2% alcoholic content be and they are hereby approved and the City Clerk instructed to issue the licenses therefor:

L.Andre	727 10th St.
I.W.Ayres	1330 12th St.
Bell & Osborne	919 I St.
Gust Boonos	905 J St.
F.E.Brown	938 10th
Gairns & Honett	520 McHenry
John Cereda	813 10th
H.T.Crow	11th & H
Joe Denevi	604 9th St.
Chas. A.East	704 H St.
R.R.Esgar	904 12th
Flynn & McDowell	917 J St.
B.Fræderich	3 H Street
Gould's Restaurant	921 I St.
L.Groff	1009 H St.
John Kestin	1011 10th
Chas.W.Kinney	911 H St.
Geo.Kounias	844 10th
J.A.Kramer	11th & W St.
Mrs. Gladys Lowe	241 7th
Patricia Malone	441 McHenry
J.J.Mehegen	808 9th
Josephine Mendonsa	909 I St.
J.H.Mohlenkopf	810 10th St.
E. F. Oman	927 H Street
R.W.Peck	921 H Street
W.S.Peck	804 9th St.
E.Pedrioli	822 9th
Jas.L.Pozzi	915 H St.
J.S.Prindini	716 9th
Ramsey & Sons	2101 H St.
Jess Reed	911 J St.
Rinehart & Jones	914 10th
S.F.Fruit Market	833 8th
Scott's Drug Store	935 10th
J.R.Turner	1214 H St.
Vaccaro & Cadrett	1018 I St.
E.Varni	619 10th

WHOLESALE LICENSES:

Coca Cola Bottling Works	Turlock
El Dorado Brewing Co.	Stockton
Pacific Beverage Co.	Modesto
C.W.Peterson	Tracy
W.E.Salmon	Modesto

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of June, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E.GRAGG
CITY CLERK

RESOLUTION NO.2632-N.S.

A RESOLUTION ALLOWING CLAIM OF BAKER & COMPANY FOR ATTORNEY FEES

--- oOo ---

WHEREAS, the City of Modesto has instigated and there is now pending condemnation suit against Modesto Terminal Company for the acquisition of a right of way along Block 48 facing 9th Street; and

WHEREAS, a portion of the right of way in question is occupied by a lessee of the Modesto Terminal Company, namely: Baker & Company; and

WHEREAS, at this time it is deemed expedient to permit the said lessee to continue to occupy said property until the expiration of their lease with the Modesto Terminal Company rather than pay the sum of money involved for costs and damages in moving of a portion of said lessee's warehouse at the present time; and

WHEREAS, the City Attorney has advised this Council that the said lessee, Baker & Company, has been dismissed as a defendant in the suit and that in consequent of this fact they are entitled to attorney's fees; and

WHEREAS, it appears that the total amount of said fees is \$ 50.00, one-half of which is to be paid by the Modesto Terminal Company and the remaining half by the City of Modesto;

THEREFORE, BE IT RESOLVED that the City Clerk and Auditor be and they are hereby directed to draw a warrant in the amount of \$ 25.00 in favor of Baker & Company the same being one-half of their attorney fees and costs involved in the said condemnation suit.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of ^{June} July, 1933, which resolution was regularly adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

RESOLUTION NO.2633-N.S.

A RESOLUTION ALLOWING A 'COST-PLUS' CLAIM OF J. F. KNAPP FOR THE CONSTRUCTION OF A LOW WEIR DAM IN THE TUOLUMNE RIVER

---oOo---

WHEREAS, J.F.Knapp, contractor for the building of a low weir dam in the Tuolumne River at 9th Street, has filed with this Council a cost-plus claim in the amount of \$ 1,657.19 for materials and labors not covered by his contract with the City of Modesto for said construction;

NOW THEREFORE, BE IT RESOLVED that J.F.Knapp be and he is hereby allowed the claim in the amount of \$ 1,657.19 filed with the Council, and the City Clerk and Auditor are hereby directed to draw a warrant therefor.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of June, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E.GRAGG
CITY CLERK

* * * * *

RESOLUTION NO.2634-N.S.

A RESOLUTION RESCINDING RESOLUTION NO.2408-N.S. HERETOFORE ADOPTED BY THE COUNCIL

--- oOo ---

WHEREAS, on the 22nd day of June, 1932, the Council of the City of Modesto did adopt a resolution, known as Resolution No. 2408-N.S., fixing the hours for opening and closing of City offices and prescribing the holidays to be observed thereby; and

WHEREAS, the provisions of the above mentioned resolution do ~~not~~ conflict with the provisions of Sections 10 and 11 of the Political Code of the State of California;

NOW THEREFORE, BE IT RESOLVED that the said Resolution No.2408-N.S. be and the same is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 28th day of June, 1933, by Commissioner Neece who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Rogers, Neece, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E.GRAGG
CITY CLERK

RESOLUTION NO.2635-N.S.

A RESOLUTION RATIFYING AGREEMENT FOR CARETAKER AT THE TUOLUMNE RIVER DAM

--- oOo ---

WHEREAS, there has been present^{ed} to the Council for ratification an agreement with Leo Plagg for acting as caretaker of and watchman at the low weir dam in the Tuolumne River in return for the concession of rental of boats and the construction of a wharf and cabin on city property near the dam;

THEREFORE, BE IT RESOLVED that the above mentioned agreement be and the same is hereby approved and ratified by the Council of the City of Modesto and the same is hereby approved and ratified by the Council of the City of Modesto, and the Mayor and City Clerk authorized to enter into the same on behalf of said City.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of June, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2636-N.S.

ADJOURNMENT

---oOo---

BE IT RESOLVED that this Council meeting now in session be and the same is hereby adjourned.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of June, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____
H.E. GRAGG
CITY CLERK

RESOLUTION NO.2637-N.S.

A RESOLUTION PROVIDING FOR AN APPLICATION TO THE FEDERAL GOVERNMENT THROUGH THE CALIFORNIA DEPARTMENT OF PUBLIC WORKS FOR FUNDS FOR THE IMPROVEMENT OF NINTH STREET OF THE CITY OF MODESTO, PURSUANT TO THE NATIONAL INDUSTRY RECOVERY ACT

--- oOo ---

WHEREAS, the rules and regulations promulgated by the "Special Board for Public Works" pursuant to the provisions of Title II of the National Industrial Recovery Act of June 16,1933, provide that a certain percentage of the funds apportioned to the States may be spent for "projects located on extensions of the Federal-aid highway system into and through municipalities"; and

WHEREAS, Ninth Street in the City of Modesto is a through,arterial highway, comprising a part of the Golden State Highway, and is qualified to receive federal aid in its reconstruction, repaving, and improvement; and

WHEREAS, the City of Modesto is the owner of all the rights of way, as required by the Highway Commission of the State of California, for the widening and improvement of said Ninth Street and additional funds which are not immediately available, are required for the widening and improvement of said street; and

WHEREAS, Frank Paradis of the City of Modesto has heretofore made an oral application to the Department of Public Works of the State of California for the allotment to the City of Modesto of the sum of approximately Seventy Thousand Dollars (\$ 70,000.00) out of the National Recovery Highway Funds of four hundred million dollars of Federal Funds authorized under Section 204 of said Act of June 16,1933, for the improvement of Ninth Street by widening, regrading, and/or repaving and otherwise improving the same, as may be required by said Department of Public Works and the National Special Board of Public Works.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Modesto in the special session duly and legally called, held and assembled, that the informal application of Mr. Paradis on behalf of the City of Modesto, be and the same is hereby justified, confirmed and approved, and that the City of Modesto does hereby make application to the Honorable Earl Lee Kelley, Director of the Department of Public Works of the State of California for submission to the Federal Authorities as provided by the rules and regulations hereinabove referred to of the desire and request of said City of Modesto for the allotment to said City of the sum of approximately Seventy Thousand Dollars (\$ 70,000.00) for the improvement of Ninth Street in the manner aforesaid from the Northern to the Southern limits of said City of Modesto excepting those portions thereof which have already been improved to comply with the specifications of the State Highway Commission; and that said City of Modesto does now agree to take such further action as may hereafter be necessary to comply with the requirements of said National Recovery Act in respect thereto.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto duly and legally called, convened, and held on the 8th day of July,1933, by Councilman Rogers, who moved its adopt-

ion, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

RESOLUTION NO. 2638-N.S.

ADJOURNMENT

--- oOo ---

BE IT RESOLVED that this special meeting of the Council of the City of Modesto be and the same is hereby adjourned.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 8th day of July, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

RESOLUTION NO.2639-N.S.

A RESOLUTION ALLOWING CLAIMS AGAINST THE CITY OF MODESTO FOR THE MONTH OF
JUNE, 1933

--- oOo ---

WHEREAS, the various claims against the City of Modesto for the month of June, 1933, having been duly audited and approved by the Council;

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

General Fund	\$ 23,145.91
Water Fund	4,531.20
Library Fund	833.13
Bond Red. Int. Fund.	1,063.33
St. Bond Red. Int. Fund	460.27
Unapportioned Fund	7.67
Beard Park Imp. Fund	7,973.75
TOTAL	\$38,046.26

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of July, 1933, by Commissioner Neece who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen : Brown, Neece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG

CITY CLERK

RESOLUTION NO.2640-N.S.

A RESOLUTION ALLOWING THE CLAIM OF M.H. CREWS FOR TRAVELLING EXPENSE

--- oOo ---

WHEREAS, there has been filed with the Council a claim in the amount of \$ 6.00 by M.H.Crews, assistant City Engineer, for travelling expenses to the California Municipal Utilities Association meetings held July 7th, and 8th,1933, in San Francisco;

THEREFORE, BE IT RESOLVED that the claim of M.H.Crews as stated above be and the same is hereby allowed and the City Clerk and Auditor be and they are hereby instructed to draw the warrant therefor.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of July,1933, by Commissioner Rogers who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack
Noes: Councilmen: None
Absent: Councilmen: None

Attest: H.E.GRAGG
CITY CLERK

* * * * *

RESOLUTION NO.2641-N.S.

A RESOLUTION REJECTING THE CLAIM OF THE HAT SHOP FOR DAMAGES

---oOo---

WHEREAS, there has been filed with the Council by The Hat Shop 1012 I Street, a claim in the amount of \$ 282.31 for alleged damages to merchandise in the basement of her store caused by faulty water main of the City of Modesto in the alley directly back of her store;

BE IT RESOLVED that the said claim be and it is hereby rejected, and the City Clerk directed to advise the Hat Shop that the City of Modesto does not hold itself liable for the alleged damages.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of July,1933; by Commissioner Rogers, who moved its adoption, which motion being duly seconded it was upon roll call adopted by the following vote:n

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack
Noes: Councilmen: None
Absent: Councilmen: None

Attest: _____

H.E.GRAGG
CITY CLERK

RESOLUTION NO. 2642-N.S.

A RESOLUTION ALLOWING THE CLAIM OF THE J. F. KNAPP COMPANY FOR FINAL PAYMENT
ON CONTRACT FOR LOW WEIR DAM IN RIVER

-----oOo-----

WHEREAS, pursuant to the entering into a contract with J.F.Knapp for the construction of a low weir dam in the Tuolumne River and to the subsequent completion thereof, whereupon 75% of the total contract price was paid; and

WHEREAS, in accordance with the terms of said contract the remaining portion of 25% of the contract price becomes due and payable July 19,1933;

THEREFORE, BE IT RESOLVED that the City Clerk and Auditor be and they are hereby instructed to draw a warrant in the amount of \$ 1856.25 on July 19, 1933, made payable to J.F.Knapp, providing that no claims for labor or material are filed with the City Clerk before that date.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of July, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Rogers, Neece, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H.E.GRAGG
CITY CLERK

* * * * *

RESOLUTION NO.2643-N.S.

A RESOLUTION OPPOSING STATE TAXATION OF ANY MUNICIPAL RECEIPTS

--- oOo ---

WHEREAS, the principal of exemption from taxation of States and State agencies has been universally recognized by the Federal Government and by all individual states;

NOW THEREFORE, BE IT RESOLVED that this Council of the City of Modesto, does herewith go on record this 12th day of July,1933, as opposed to State taxation of any municipal receipts;

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to Senator Bush and Assemblyman Zion with a plea for their earnest consideration of this matter at the meetings of the State Legislature.

The foregoing resolution was introduced at a regular meeting- of the Council of the City of Modesto held on the 12th day of July,1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG

CITY CLERK

RESOLUTION NO. 2644-N.S.

A RESOLUTION GRANTING A LEAVE OF ABSENCE TO B.C. HAWKINS, JUDGE OF THE POLICE COURT

--- oOo ---

WHEREAS, B.C. Hawkins, Judge of the Police Court of the City of Modesto has made application to the Council for a leave of absence not extending over a period of three weeks;

THEREFORE, BE IT RESOLVED that Mr. Hawkins be and he is hereby granted the leave of absence as prayed for.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of July, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

CITY CLERK

RESOLUTION NO.2645-N.S.

A RESOLUTION GRANTING PERMISSION TO P.PLOTKIN TO OPERATE AND MAINTAIN A JUNK YARD AT 517 SEVENTH ST.

---oOo---

WHEREAS, Mr. Phillip Plotkin has made application to the City Council for permission to operate and maintain a junk yard at 517 Seventh Street;

THEREFORE, BE IT RESOLVED that permission be and the same is hereby granted to Phillip Plotkin to operate and maintain a junk yard at 517 Seventh Street as prayed for.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of July, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H.E. GRAGG
CITY CLERK

RESOLUTION NO.2646-N.S.

A RESOLUTION AWARDDING BID FOR LAMP GLOBE CONTRACT TO H. A. TRUEBLOOD

---oOo---

WHEREAS, pursuant to the advertising for bids for the supplying of lamp globes for street lighting to the City of Modesto for the fiscal year ending June 30th, 1934, and to the subsequent receiving of bids therefor and the postponement of action thereon until this time; and

WHEREAS, it appears that the bid of H.A. Trueblood for the supplying of Champion lamp globes to the City at a discount of 32% is the lowest and best bid;

THEREFORE, BE IT RESOLVED that the bid for lamp globes of H.A. Trueblood for Champion lamp globes at 32% discount be and the same is hereby accepted and the Mayor and City Clerk instructed to enter into the contract therefor.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of July, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Rogers, Neece, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H.E. GRAGG
CITY CLERK

RESOLUTION NO.2647-N.S.

A RESOLUTION REJECTING ALL BIDS SUBMITTED FOR 30,000 GALLONS OF GASOLINE

---oOo---

WHEREAS, pursuant to the advertising for bids for approximately 30,000 Gallons of gasoline and to the subsequent receiving thereof at the regular meeting of the Council held June 28th,1933, and to the postponement of action thereon until this time;

THEREFORE, BE IT RESOLVED that all bids submitted for gasoline be and they are hereby rejected and the City Clerk instructed to return to the bidders their certified checks accompanying their bid.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of July,1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Rogers, Neece, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

* * * * *

RESOLUTION NO. 2648-N.S.

A RESOLUTION APPROVING BOND AND APPLICATION OF C.P. WORSLEY TO CARRY ON THE TRADE OF PLUMBING IN THE CITY

---oOo---

WHEREAS, there has heretofore been filed with the Council an application for permission to carry on the trade of plumbing in the City of Modesto, together with bond covering the same as required by Ordinance No. 276; and

WHEREAS, upon investigation of the said application by the City Engineer he reports the same to be in proper form and recommends the approval of same;

THEREFORE, BE IT RESOLVED that the bond and application of C.P. Worsley to carry on the business of plumbing in the City of Modesto be and the same is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of July,1933, by Commission Rogers, who moved its adoption, which motion being duly seconded it was upon roll call carried by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2649-N.S.

A RESOLUTION RATIFYING AGREEMENT FOR FIRE PROTECTION TO PACKING PLANTS
OUTSIDE THE CITY LIMITS

----oOo----

WHEREAS, there has been under consideration by the Council for some time the matter of ratification of an agreement with several meat packing plants outside the City limits on the Grows Landing Road; and

WHEREAS, the same appears to be in proper form, duly signed by the applicants wishing fire protection, and to provide measures satisfactory both to the City of Modesto and the applicants;

THEREFORE, BE IT RESOLVED THAT the agreement above mentioned be and the same is hereby ratified by the City Council and the Mayor and City Clerk instructed to sign the same on behalf of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of July, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Rogers, Neece, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H.E. GRAGG
CITY CLERK

RESOLUTION NO.2650-N.S.

A RESOLUTION DENYING PETITION FOR FIRE PROTECTION TO PALACE MOTOR INN
OUTSIDE THE CITY

----oOo----

WHEREAS, the Palace Motor Inn, three miles north of Modesto on the Salida Highway, has made application to the City of Modesto for fire protection; and

WHEREAS, it is the unanimous opinion of the Council that the said petition should be denied;

THEREFORE, BE IT RESOLVED that the petition of the Palace Motor Inn for fire protection by the Modesto Fire Department outside the City limits be and the same is hereby denied;

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of July, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Rogers, Neece, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2651-N: S.

A RESOLUTION GRANTING LICENSES TO CERTAIN APPLICANTS FOR THE SALE OF ACOGHOLIC BEVERAGES CONTAINING 3.2% ALCOHOL

--- oOo ---

WHEREAS, there has been submitted to the Council certain applications for the sale of beverages containing 3.2% alcohol; and

WHEREAS, the said applications have been investigated and approved by the Commissioner of Public Health and Safety and have been found to comply with all provisions of Ordinance No.442-N.S.;

THEREFORE, BE IT RESOLVED that the following applications for licenses to sell beverages of 3.2% alcoholic content be and they are hereby approved and the City Clerk instructed to issue the licenses therefor:

L.A.Anderson	820 9th St.
Angeles Mix Co.	Tracy
W.A.Bassi	1022 9th St.
T.A.Davis	1728 9th St.
D.Dinubile Co.	Stockton
Hedges Buck Co.	Stockton
C.V.Hunter	911 I St.
Wm. ier	725 7th St.
Frank Kreighbaum	900 I St
D.Metaxas	707 I St.
Model Pharmacy	901 10th
J.W.Quesenbery	705 10th
Rainier Beverage Co.	1518 9th St.
San Joaquin Creameries	906 10th

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of July,1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E.GRAGG
CITY CLERK

RESOLUTION NO.2652-N.S.

A RESOLUTION GRANTING APPLICATION OF MRS.J.S.MELLIS FOR BEVERAGE LICENSE

---oOo---

WHEREAS, Mrs.J.S.Mellis has filed with this Council an application for a beverage license to sell beverages of 3.2% alcohol, together with an agreement showing her to be the legal lessee of counter space for the dispensing of such beverages in the Mellis Brothers' stores located at 701 I Street, 1015 I Street, and 1007 H Street;

THEREFORE, BE IT RESOLVED that the agreement so submitted be and the same is hereby approved and the application of Mrs.J.S.Mellis as before stated be and it is hereby approved, the City Clerk being hereby instructed to issue the licenses as therein prayed for.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of July, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____
CITY CLERK

RESOLUTION NO.2653-N.S.

A RESOLUTION GRANTING CERTAIN BEVERAGE LICENSES SUBJECT TO THE APPROVAL OF THE COMMISSIONER OF PUBLIC HEALTH AND SAFETY

---oOo---

WHEREAS, there has been submitted to the Council at this time an application for a license to sell beverages of 3.2% alcoholic content by J.S.Walters, 702 7th Street, and A. Varni, 1518 1/2 9th Street; and

WHEREAS, the said applications have not yet been investigated and approved by the Commissioner of Public Health and Safety;

THEREFORE, BE IT RESOLVED that the above named applications be and the same are approved, when and if upon investigation of the same by the Commissioner of Public Health and Safety they are found to comply with the provisions of Ordinance No. 442-N.S. and the City Clerk shall then be instructed to issue the license therefor.

The foregoing resolution was regularly introduced at a meeting of the Council of the City of Modesto held on the 12th day of July, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Rogers, Neece, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E.GRAGG
CITY CLERK

RESOLUTION NO. 2654-N.S.

A RESOLUTION PROVIDING FOR THE SEMI-MONTHLY PAYMENT OF THE COMPENSATION OF THE SALARIED EMPLOYEES OF THE CITY OF MODESTO

--- oOo ---

BE IT RESOLVED that from and after July 1st, 1933, the compensation of all of the employees of the City of Modesto who are paid by the month shall be paid semi-monthly upon the last and the fifteenth day of each month instead of upon the last day of each month only as heretofore; and

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to make out his payroll sheets and provide for payment accordingly.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of July, 1933, by Councilman Neece, who moved its adoption which motion being duly seconded, it was upon roll called adopted by the following vote:

Ayes: Councilmen: Brown, Rogers, Neece, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO. 2655-N.S.

A RESOLUTION DEFINING THE DUTIES OF MAYOR AND COMMISSIONERS OF THE CITY OF MODESTO

--- oOo ---

WHEREAS, the Charter of the City of Modesto and various resolutions heretofore adopted by the Council of the City of Modesto set forth certain specific powers and duties of the members of the City Council; and

WHEREAS, at this time it seems advisable to definitely outline these duties and powers under one resolution for ready reference;

NOW THEREFORE, BE IT RESOLVED that, generally, Articles VI, VII and VIII of the Charter of the City of Modesto are hereby referred to for an accurate and authoritative definition of the powers and duties hereinafter set forth;

THAT specifically, the provisions in the above named articles of the City Charter are hereinafter set forth in an unliteral manner in so far as it seems expedient in defining the duties and powers of the Mayor and four commissioners of the four Departments of the City of Modesto, namely: Department of Finance & Revenue; Department of Public Health and Safety; Department of Public Works; Department of Public Supplies.

THAT Resolution No. 791-N.S. shall be and is hereby superceded by this Resolution;

THAT the specific powers and duties of the various members of the Council shall be and they are hereby defined as follows:

THE MAYOR:

1. Shall serve as chief executive officer of the City of Modesto.

2. Shall see that all ordinances are enforced;
3. Shall be charged with general oversight of all departments of the City government;
4. Shall see that all contracts made with the City are duly and faithfully performed;
5. Shall annually and from time to time, give the Council information relative to the affairs of the City and recommend to its consideration such matters as he may deem expedient;
6. Shall provide for the annual audit of the books, records, and reports of all officers and departments of the City;
7. Shall be charged with general supervision of Public utility companies;

THE COMMISSIONER OF FINANCE AND REVENUE:

1. Shall have general supervision of the finance and revenue of the City, including the preparation of the annual estimate of the City's requirements for expenditures and estimated revenues;
2. Shall be the representative of the City of Modesto on the various matters and committees of welfare and relief organizations;
3. Shall have special supervision and authority and control over the office of the City Clerk, the City Auditor, the City Assessor, the City Tax Collector, the City Treasurer, and the City License Collector; and all matters pertaining thereto;
4. Shall have jurisdiction over the Park Commission and Park Department, all as more specifically set forth in Ordinance No. 377-N.S as amended by Ordinance No. 439-N.S.

THE COMMISSIONER OF PUBLIC HEALTH & SAFETY:

1. Shall have authority and control of the Fire Department of the City of Modesto and all matters pertaining thereto;
2. Shall have authority and control of the Police Department of the City of Modesto, and all matters pertaining thereto.
3. Shall have authority and control of the Health Department of the City of Modesto, and all matters pertaining thereto;

THE COMMISSIONER OF PUBLIC WORKS:

1. Shall have authority and control over the City Engineer and the departments and offices connected therewith; including the municipal water, sewer, lighting, and street departments as well as the inspections under any ordinances with relation to the construction, installation, and inspection of buildings, and plumbing and electrical inspections.

THE COMMISSIONER OF PUBLIC SUPPLIES:

1. Shall have authority over and control of all departments of the City insofar as the purchasing of supplies therefor is concerned.
2. Shall make such rules and regulations as he may deem necessary and consistent in carrying out such supervision of the purchasing of supplies by the various departments; provided, however, that the Commissioner at the head of each department may authorize the purchase of supplies for his department

the amount for any one item not to exceed the sum of \$ 500.00.

BE IT FURTHER RESOLVED that while each Commissioner is hereby given wuthority over and control of the matters hereinabove stated, they are never- the less subject to general control by the entire Council, as to matters of general policy and subject also to such restrictions as are or may hereafter be imposed by the provisions of the Charter of the City or any ordinance which are now or may hereafter be in effect.

BE IT ALSO FURTHER RESOLVED that whatever power is required to be exercised by the said Commissioners in performing the various duties outlined by this Resolution be and it is hereby granted to each of said commissioners.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of July,1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Rogers, Neece, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E.GRAGG
CITY CLERK

RESOLUTION NO.2656-N.S.

A RESOLUTION ADJOURNING COUNCIL MEETING NOW IN SESSION

--- oOo ---

BE IT RESOLVED that this Council meeting now in session be and the same is hereby adjourned.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of July,1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E.GRAGG
CITY CLERK

RESOLUTION NO,2657-N.S.

A RESOLUTION ALLOWING VARIOUS CLAIMS AGAINST THE CITY OF MODESTO

---oOo---

WHEREAS, there has been filed with the Council for approval and payment the following enumerated claims:

(1) A Claim in the amount of \$ 410.88 by Ernest Green for the remodelling of house owned by the City at 17th and H Street,(refer to Resolution No. 2613-N.S.)

(2) A Claim in the amount of \$ 23.50 by Jepsen & Carlson for finishing floors and painting portions of house owned by City at 17th and H Street,(refer to Resolution No. 2313-N.S.)

(3) A Claim in the amount of \$ 480.20 by Jas.E.McCormick Co. for premium on insurance policy, Scottish Union No. 77-39741 for insurance of City buildings and contents;

(4) A claim in the amount of \$ 250.00 by Modesto Gas Company for removal of fence, shrubs, sprinkler system, etc. in Block 50 to provide for the widening of 9th Street, all as more outlined in detail in Resolution No. 2593-N.S.:

(5) A Claim in the amount of 95¢ by Marvin H. Crews, ass't City Engineer, for expenses incurred in attending a meeting of the State Highway Commission in Sacramento; and

WHEREAS, all the above listed claims appear to be in order;

THEREFORE, BE IT RESOLVED that the said claims be and they are hereby allowed, and the City Clerk and Auditor be and they are hereby instructed to issue the warrants to the various claimants in the amounts stated;

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of ~~August~~ ^{July}, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2658-N.S.

A RESOLUTION APPROVING APPLICATION OF L.E.MOORE TO CARRY ON TRADE OF
PLUMBING WHEN BOND IS APPROVED BY
THE CITY ATTORNEY

---oOo---

WHEREAS, L.E.Moore has made application to the Council to carry on the trade of plumbing in the City of Modesto; and

WHEREAS, the matter of approving the said application coming on for hearing at this time;

BE IT RESOLVED that L.E.Moore shall be permitted to carry on the trade of plumbing in the City of Modesto as outlined in his application on file when he presents a bond as provided in Ordinance No. 276 which has been duly approved by the City Attorney.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of July, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2659-N.S.

A RESOLUTION ACCEPTING DEED FROM ASSOCIATED OIL COMPANY

---oOo---

WHEREAS, the Associated Oil Company has executed and delivered to the City of Modesto a deed of conveyance to the following described property to be used as a part of 9th Street, to-wit:

BEGINNING at the common corner of Block 442 and 501, on the common boundary line of Block 442 and 9th Street, thence running in a Northwesterly direction along the common boundary line of Block 442 and 9th Street, to the common corner of Lots 12 and 11, thence running in a Northeasterly direction along the common boundary line of Lots 12 and 11, a distance of 21.23 feet, to the arc of a curve; with the functions of Central Angle = $20^{\circ} - 11'$, Radius = 600.00 feet, Tangents = 106.79 feet, Arc = 211.36 feet; thence running in a Southeasterly direction along the arc, a distance of 116.03 feet, to the common boundary line of Blocks 442 and 501, thence running in a Southwesterly direction along the common boundary line of Blocks 442 and 501, a distance of 8.22 feet, to the point of beginning.

This description includes portions of Lots 12 to 15 inclusive, in the Southerly portion of Block 442, adjoining the Northeasterly boundary line of 9th Street and between the Southeasterly boundary line of Lot 11, Block 442 and the Northwesterly boundary line of Block 501. The curve with functions as described begins in Lot 10, Block 442 and ends in Lot 2 Block 501.

BEGINNING at the Southerly corner of Block 501, on the northeasterly boundary line of 9th Street, and the Northwesterly boundary line of the Modesto Irrigation District Right of Way, thence running in a Northwesterly direction along the common boundary line of Block 501 and 9th Street, to the common corners of Blocks 501 and 442, thence running in a Northeasterly direction along the common boundary line of Block 501 and 442, a distance of 8.22 feet, to the arc of a curve; with the functions of Central Angle = $20^{\circ} - 11'$, Radius = 600.00 feet, Tangent = 106.79 feet, Arc = 211.36 feet; thence running in a Southeasterly direction along the arc, a distance of 56.79 feet, to the end of said curve, which is at a distance of 5.00 feet, in a Northeasterly direction from the common boundary line of Block 501 and 9th Street, thence continuing in a Southeasterly direction on a line paralleling and at a distance of 5.00 feet Northeasterly from the common boundary line of Block 501 and 9th Street, a distance of 34.92 feet, to the common boundary line of Block 501 and the Modesto Irrigation District Right of Way, thence running in a Southwesterly direction along the common boundary line of Block 501 and the Modesto Irrigation District Right of Way, a distance of 5.35 feet to the point of beginning.

This description includes that portion of Lot 2 in the Southwesterly portion of Block 501, adjoining the Northeasterly boundary line of 9th Street, and between the Northwesterly boundary line of the Modesto Irrigation District Right of Way and the Southeasterly boundary line of Block 442. The curve with functions as described begins in Lot 10, Block 442 and ends in Lot 2, Block 501.

The boundary lines herein described are in conformance with the Official City Map of Modesto, adopted January 30, 1930.

THEREFORE, BE IT RESOLVED that said deed be accepted and is hereby ordered recorded in the Office of the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of July, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest:

CITY CLERK

RESOLUTION NO.2660-N.S.

A RESOLUTION AUTHORIZING PAYMENT TO THE ASSOCIATED OIL COMPANY OF RECONSTRUCTION COSTS
IN CONNECTION WITH THE WIDENING OF NINTH STREET

---oOo---

WHEREAS, in the widening of Ninth Street in the City of Modesto to comply with the specifications of the State Highway Department, it will become necessary to take possession of a strip of ground on the Southern Pacific right of way (which strip of ground has been deeded to the City of Modesto by the Southern Pacific Company) in the northerly corner of Block 142 now occupied by the Associated Oil Co. as a service station, and thereby the Associated Oil Company will be required to remove and relocate certain of its service station facilities at a cost not to exceed Five Hundred Dollars (\$500.00); and

WHEREAS, the Associated Oil Company has offered to remove and relocate its fixtures so as to clear said strip of ground for the highway immediately upon being assured that the City will pay to it the sum of not to exceed Five Hundred Dollars (\$500.00); and

WHEREAS, the City will receive from the State of California in October an allotment of gas tax funds which it is desired to use for the obtaining of rights of way for the widening of Ninth Street;

NOW THEREFORE, BE IT RESOLVED that the offer of the Associated Oil Company for the removal and relocation of its facilities, so as to clear said strip of ground eight feet in width for highway purposes, be accepted, and that the Associated Oil Company be paid therefor the sum not to exceed Five Hundred Dollars (\$ 500.00) and that the payment be made to it out of the first funds received by the City of Modesto from the State of California out of the gasoline tax allocated to the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of July, 1933, by Councilman Rogers, who moved its adoption, which motion being duly seconded, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

RESOLUTION NO.2661-N.S.

A RESOLUTION AUTHORIZING THE PURCHASE OF TWO LOTS IN THE AVIATION FIELD FROM
MR. W.J.WHITE

----oOo---

WHEREAS, it appears that Mr. W.J.White is the legal owner of two lots, namely: Lots 7 and 8 in Block 314 of the City of Modesto (which block has been re-numbered 308-A of the City of Modesto) which are located in the present municipal airport; and

WHEREAS, in order to have clear title to the said municipal airport it is deemed advisable to purchase said lots at this time;

THEREFORE BE IT RESOLVED that the offer of Mr.White to sell the above named lots to the City of Modesto for the sum of \$ 200.00, the City paying all taxes upon the property and paying all title charges involved in the transfer of title proceedings, be and the same is hereby accepted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of July, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E.G. RAGG
CITY CLERK

RESOLUTION NO.2662-N.S.

A RESOLUTION APPROVING CERTAIN APPLICATIONS TO SELL BEVERAGES OF MORE THAN 3.2% ALCOHOLIC CONTENT AND INSTRUCTING THAT THE LICENSE THEREFOR BE ISSUED

WHEREAS, certain applications, duly investigated and approved by the Commissioner of Public Health and Safety, have been filed with the Council for approval;

THEREFORE, BE IT RESOLVED that the following applications be and they are hereby approved and the City Clerk instructed to issue the licenses to the parties named:

RETAIL:

Effie Johnson	913 1/2 I St.
J.Lock	1008 10th St.
Helen Gibbs	1028 I St.
Lane Grocery	101 Grand St.
Lane Grocery	1530 G St.
Victor Mineni	619 7th St.

WHOLESALE:

C.M.Abdallah Co. Stockton

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of July,1933, by Commissioner Brown, who moved its adoption which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Rogers, Neece and Mayor Pro Tempore Pack
Noes: Councilmen: None
Absent: Councilmen: None

Attest: H.E.GRAGG
CITY CLERK

RESOLUTION NO.2663-N.S.

A RESOLUTION DENYING APPLICATION FOR LICENSE TO SELL BEVERAGES OF 3.2% ALCOHOLIC CONTENT

---oCo---

WHEREAS, Richard Gong and Gong Dow conducting the Shanghai Tea Garden have made application to the Council for permission to sell beverages of 3.2% alcoholic content; and

WHEREAS, upon investigation of the application it becomes apparent that one of the said applicants is not a citizen of the United States; and

WHEREAS, Ordinance No. 442-N.S. specifically requires that all persons granted licenses to sell such beverages shall be citizens of the United States;

THEREFORE, BE IT RESOLVED that the application of Richard Gong and Gong Dow to sell beverages of 3.2% alcoholic content be and the same is hereby rejected, and the City Clerk instructed to return to the applicants the license fee accompanying said application.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of July,1933, by Commis-

ioner Brown, who moved its adoption, which motion being duly seconded it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG

CITY CLERK

RESOLUTION NO. 2664-N.S.

A RESOLUTION OF ADJOURNMENT

--oOo--

WHEREAS, there being no further business before this Council meeting now in session;

THEREFORE. BE IT RESOLVED that the said meeting ^{be} /and the same is hereby adjourned.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of July, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG

CITY CLERK

RESOLUTION NO.2665-N.S.

A RESOLUTION ALLOWING CLAIMS AGAINST THE CITY OF MODESTO FOR THE MONTH OF JULY,1933

--- oOo ---

WHEREAS, the various claims against the City of Modesto for the month of July,1933, have been audited and approved by this Council;

BE IT THEREFORE, RESOLVED that the said claims be and they are hereby ordered allowed, reference being made to the auditor's cash book for further details relative to the withdrawals from the various funds as follows:

GENERAL FUND -----	\$ 21,027.72
WATER FUND -----	5,253.24
LIBRARY FUND -----	1,571.17
BOND RED. INTEREST FUND -----	8,137.50
ST. BOND RED. INTEREST FUND -----	49,387.13
BEARD PARK IMPROVEMENT FUND -----	2,503.28
TOTAL -----	\$ 87,880.04

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of August,1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____
H.E. GRAGG
CITY CLERK

RESOLUTION NO.2666-N.S.

A RESOLUTION RULING THAT A NEW PETITION BE PRESENTED FOR LIGHTING I STREET FROM 12TH TO 17TH STREET

--- oOo ---

WHEREAS, on July 26th, 1933, the matter of a petition heretofore filed with the Council, and tabled, for the lighting of I Street from 12th to 17th Street was considered by the Council and action deferred until this time; and

WHEREAS, in the opinion of the Council the said petition being dated more than a year previous would not be authoritative as no property owners represented thereon;

THEREFORE, BE IT RESOLVED that it is the decision of this Council that a new petition, duly signed by property owners desiring to improve I Street from 12th to 17th Street by the installation of a lighting system will have to be presented before further consideration can be given to the improvement.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of August,1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was

RESOLUTION NO.2667-N.S.
A RESOLUTION ACCEPTING A DEED

---oOo---

WHEREAS, W. J. White, a single man, has executed and delivered to the City of Modesto a deed conveying to it Lots 17 and 18 in Block 18 of Sunset Boulevard Addition, Subtract No. 3;

THEREFORE, BE IT RESOLVED that said deed be accepted and filed for record in the office of the County Recorder.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of August, 1933, by Councilman Neece, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ay@s: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2668-N.S.

A RESOLUTION DIRECTING THAT PAYMENT BE MADE FOR LOTS IN AVIATION FIELD

--- oOo ---

WHEREAS, under Resolution No. 2667-N.S. this Council has accepted and ordered placed on record a deed from W. J. White to Lots 17 and 18 in Block 34 of the City of Modesto (Block 18 of the Sunset Boulevard Addition); and

WHEREAS, Mr. W.J. White has, through the Security Title Insurance and Guaranty Company presented a claim in the amount of \$ 207.50 for the said deed and title transfer;

THEREFORE. BE IT RESOLVED that the City Clerk and Auditor be and they are hereby directed to issue a warrant in the amount of \$ 207.50 in favor of the Security Title Insurance & Guaranty Company for the above mentioned deed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of August, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2669-N.S.

A RESOLUTION GRANTING A PERMIT TO J.S.ROYAL, EVANGELIST, TO ERECT A TENT IN BLOCK 36

---oOo---

WHEREAS, Mr. J. S. Royal has petitioned this Council for permission to erect a tent for the purpose of conducting revival services on Lots 21 to 24 in Block 36 of the City of Modesto;

THEREFORE, BE IT RESOLVED that permission be and the same is hereby granted to Mr. J. S. Royal to erect a tent on the above mentioned property, under the direction and supervision of the Commissioner of Public Health and Safety.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of August, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2670-N.S.

A RESOLUTION APPROVING BOND OF ELECTRICAL CONTRACTOR AND DIRECTING THAT LICENSE BE ISSUED UPON PAYMENT OF FEE

--- oOo ---

WHEREAS, a bond and application carrying on the trade of electrical contracting has been heretofore filed with this Council by the Modesto Hardware Company; and

and WHEREAS, the same having been referred to the City Engineer for investigation and report, and he does now report that the same does conform in all respects with city ordinances;

THEREFORE, BE IT RESOLVED that the bond be and the same is hereby approved, and that upon payment of the license fee the City Clerk issue a license to said Modesto Hardware Co. for carrying on the business of electrical contracting in the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of August, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2671-N.S.

A RESOLUTION APPROVING CERTAIN BEVERAGE LICENSE APPLICATIONS AND DEFERRING ACTION
UPON CERTAIN OTHERS

---oOo---

WHEREAS, there is on file with this Council applications to sell
3.2% alcoholic content beverages as permitted in Ordinance No. 442-N.S.; and

WHEREAS, the following applications have been approved by the
Commissioner of Public Health and Safety after due investigation, namely:

Green Valley Lunch	704 H Street
Otto H. McDaniel	9th & Needham
L.S. Spicer	938 10th

and

WHEREAS, the following applications have not been so approved
by the Commissioner of Public Health and Safety;

Elks Club	13th & I St.
Hotel Hughson	10th and J
G. Prato	622 9th

THEREFORE, BE IT RESOLVED that the City Clerk be and he is hereby
directed to issue licenses for selling beverages of 3.2% alcoholic content to the
Green Valley Lunch, to Otto H. McDaniel, and to L.S. Spicer; and

BE IT FURTHER RESOLVED that action upon the applications of the
Elks Lodge, of the Hotel Hughson and of G. Prato be and the same is hereby postponed
until the next regular meeting of the Council.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the 9th day of August, 1933,
by Commissioner Brown, who moved its adoption, which motion being duly seconded, it
was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG
CITY CLERK

RESOLUTION NO.2672-N.S.

A RESOLUTION DIRECTING THE TRANSFER OF \$ 50,000 FROM THE WATER FUND TO THE GENERAL FUND

--- oOo ---

BE IT RESOLVED that the City Auditor and Treasurer be and he is hereby directed to transfer \$ 50,000.00 from the Water Fund to the General Fund of the City of Modesto, and to make the proper entries upon his books to effect the said transfer.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of August, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG
CITY CLERK

RESOLUTION NO.2673-N.S.

ADJOURNMENT

--- oOo ---

BE IT RESOLVED that since there is no further business before this meeting of the Council, it is hereby adjourned.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of August, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG
CITY CLERK

RESOLUTION NO.2674-N.S.

A RESOLUTION ADJOURNING THE BOARD OF EQUALIZATION MEETINGS OF 1933

---oOo---

WHEREAS, the Council of the City of Modesto, sitting as a Board of Equalization, has met and conducted meetings as required by statutes of the State of California and of the City of Modesto, hearing all petitions for reductions of taxes; and

WHEREAS, all petitions for such reductions having been duly and carefully investigated and found not to be excessive or out of proportion to valuations of property of like nature in the same neighborhood;

THEREFORE, BE IT RESOLVED that all petitions for reductions in taxes and tax assessments made to this Board be and they are hereby denied; and

BE IT FURTHER RESOLVED that this Board of Equalization does here-with adjourn sine die.

The foregoing resolution was introduced at a regular meet-
ing of the Council of the City of Modesto, sitting as a Board of Equalization, this
11th day of August, 1933, by Commissioner Brown, who moved its adoption, which motion
being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG

CITY CLERK

RESOLUTION NO.2675-N.S.

A RESOLUTION REVOKING BEVERAGE LICENSE HERETOFORE GRANTED TO

L. A. ANDERSON, 820 9TH ST.

--- oOo ---

WHEREAS, L. A. Anderson, 820 9th Street, having been duly cited
to appear before this meeting of the Council to show cause why his license to sell
beverages of 3.2% alcoholic content should not be revoked in view of his violation
of the terms of Ordinances No. 442-N.S.; and

WHEREAS, the said L. A. Anderson has failed to appear before this
Council as cited, and show such cause;

THEREFORE, BE IT RESOLVED that the license heretofore granted to
L. A. Anderson, 820 9th Street, to keep, store, buy, receive, sell, give away or
dispense, or to permit to be kept, stored, received, sold, given away, or dispensed
beverages containing 3.2% alcoholic content be and the same is hereby revoked.

The foregoing resolution was introduced at a special
meeting of the Council of the City of Modesto held on the 16th day of August, 1933,
at 3:00 P.M. by Commissioner Brown, who moved its adoption, which motion being duly

seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: none

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO. 2676-N.S.

A RESOLUTION GRANTING CERTAIN LICENSES TO SELL BEVERAGES OF 3.2% ALCOHOLIC CONTENT

---oOo---

WHEREAS, there is before this Council applications for permits to sell beverages of 3.2% alcoholic content, as follows:

E.V. Bassi	621 H Street	Retail
S.E. McCray	820 9th Street	Retail
Jones & Co.	131 11th St.	Wholesale
Golden Ribbon Bottling Co.	905 I St.	Wholesale

and

WHEREAS, the above applications have been duly investigated and approved by the Commissioner of Public Health and Safety;

THEREFORE, BE IT RESOLVED that the City Clerk be and he is hereby directed to issue licenses to the above named applicants as per this applications on file;

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 16th day of August, 1933, at 3:00 p.m.

by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: none

Absent: Councilmen: None

Attest: _____

H.E. GRAGG
CITY CLERK

RESOLUTION NO.2677-N.S.

A RESOLUTION EMPLOYING THE SERVICES OF IAN MACDONALD IN LAYING OUT THE PROPOSED GOLF COURSE

--- oOo ---

WHEREAS, pursuant to the plans of the City Council to convert the municipal airport into a municipal golf course; and

WHEREAS, the work has progressed to such a point that it is deemed advisable to have professional advice on the paying out of the more difficult features of the course;

THEREFORE, BE IT RESOLVED that the City Engineer be and he is hereby authorized to hire the services of Ian MacDonald, professional golfer, to assist in laying out the golf course for such length of time as he may deem necessary, at the rate of compensation of \$ 5.00 per diem for such services.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 16th day of August, 1933, at 3:00 P.M., by Commissioner Rogers, who moved its adoption, which motion being duly seconded. It was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack
Noes: Councilmen: None
Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2678-N.S.

ADJOURNMENT

*** **

BE IT RESOLVED that this special meeting of the Council of the City of Modesto now in session be and it is hereby adjourned.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 16th day of August, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack
Noes: Councilmen: None
Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2679-N.S.

A RESOLUTION GRANTING A LEAVE OF ABSENCE TO THE CITY ENGINEER TO ATTEND A CONVENTION

---oOo---

WHEREAS, there is to be held from September 20th to 21st,1933, a convention of the California Municipal Utilities Association at Santa Cruz,California; and

WHEREAS, the City Engineer has requested a leave of absence to attend said convention;

THEREFORE, BE IT RESOLVED that a leave of absence of one day be and the same is hereby granted to the City Engineer F.J.Rossi, to attend the above mentioned convention.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of August,1933, by Commissioner Rogers who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E.GRAGG

CITY CLERK

RESOLUTION NO.2680-N.S.

A RESOLUTION INSTRUCTING ALL DEPARTMENTS OF THE CITY OF MODESTO TO PARTICIPATE IN THE LABOR DAY PARADE TO BE HELD SEPTEMBER 4TH,1933.

--- oOo ---

WHEREAS, the American Legion, Modesto Post No. 74, has requested the City of Modesto to participate in the N. R.A. Labor Day Parade to be held Sept. 4th, 1933;

THEREFORE, BE IT RESOLVED that all departments, and employees of the City of Modesto be and they are hereby instructed to participate in the N. R.A. Labor Day Parade as requested by the American Legion.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of August,1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon rollcall adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E.GRAGG

CITY CLERK

RESOLUTION NO.2681-N.S.

A RESOLUTION REFERRING COMMUNICATION RELATIVE TO COMPENSATION INSURANCE OF VOLUNTEER FIREMEN TO A.N.BROWN

--- oOo ---

BE IT RESOLVED that the letter addressed to the Council of the City of Modesto pertaining to compensation insurance of volunteer firemen be and the same is hereby referred to Commissioner Brown for action thereon.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of August, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2682-N.S.

A RESOLUTION CANCELLING DELINQUENT WATER BILLS AND GRANTING FREE WATER TO MRS. NORA NOLUND, 206 BURNEY STREET

---- oOo ----

WHEREAS, the Welfare Department of the County of Stanislaus has petitioned this Council to cancel delinquent water bill and to grant free water in the future to Mrs. Nora Noland, 206 Burney Street, reciting that the tenant is unable to pay for such water service, being entirely destitute and unable to work; and

WHEREAS, upon investigation of the premises of this case, the Council is of the opinion that the water bill should be cancelled and free water granted as petitioned;

THEREFORE, BE IT RESOLVED that all delinquent water charges against 206 Burney Street, being property occupied by Mrs. Nora Noland, be and the same is hereby cancelled, and that free water be granted to her, in the future until such time as she is unable to pay for same.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of August, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: "one

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2683-N.S.

A RESOLUTION ALLOWING CLAIM OF THE SALVATION ARMY FOR REDEMPTION OF MEAL TICKETS

--- oOo ---

WHEREAS, the Salvation Army has filed with this Council a claim in the amount of \$ 25.16 for the redemption of tickets issued by the Police Department to transients for groceries, meals, lodging, etc.;

THEREFORE, BE IT RESOLVED that the said claim of the Salvation Army be and the same is hereby allowed, and the Clerk and Auditor hereby instructed to issue the warrant therefor.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of August, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG

CITY CLERK

RESOLUTION NO.2684-N.S.

A RESOLUTION APPROVING CERTAIN APPLICATIONS FOR BEVERAGE LICENSES

--- oOo ---

WHEREAS, there is on file with this Council certain applications for beverage licenses to sell beverages containing 3.2% alcoholic content; and

WHEREAS, the said applications, namely:

A. E. Carlson	701 7th
Elks Lodge	13th & I
Hotel Hughson	10th and J

have been duly investigated and approved by the Commissioner of Public Health and Safety;

THEREFORE, BE IT RESOLVED that the said applicants listed above be issued a license for selling beverages containing 3.2% alcoholic content.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of August, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG

CITY CLERK

RESOLUTION NO.2685-N.S.

A RESOLUTION HIRING IAN MACDONALD FOR CARETAKER AND PROFESSION^{al}/AT THE MUNICIPAL GOLF COURSE

---oOo---

WHEREAS, the municipal golf course is now nearing completion, and several applications have been received for the position of caretaker at the course; and

WHEREAS, the application of Ian MacDonald now on file with the Council, setting forth certain concessions and salary expected: appears to be the best proposition offered;

THEREFORE, BE IT RESOLVED that the City Attorney be and he is hereby instructed to draw up a contract along the lines mentioned in Mr. MacDonald's application and submit it to the Council for approval at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of August, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG

CITY CLERK

RESOLUTION NO.2686-N.S.

A RESOLUTION CALLING FOR BIDS FOR FLEET AUTOMOBILE INSURANCE

--- oOo ---

BE IT RESOLVED that the City Clerk be and he is hereby instructed to advertise for bids for fleet automobile insurance, the same to be received at the regular meeting to be held on the 13th day of September, 1933.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of August, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2687-N.S.

A RESOLUTION GRANTING A PARKING SPACE TO MCPHEETERS HOSPITAL

--- oOo ---

WHEREAS, Dr. E.R.McPheeters has heretofore petitioned the Council to grant a parking space in front of the McPheeters Hospital at 10th and L Streets; and

WHEREAS, upon investigation of the matter by the Council it appears that there should be such a parking space set aside at the entrance to the hospital;

THEREFORE, BE IT RESOLVED that a parking space of thirty feet be and the same is hereby set aside at the entrance to the McPheeters Hospital for the exclusive use of said hospital, and the City Engineer be and he is hereby instructed to mark off the parking space so granted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of August, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack
Noes: Councilmen: None
Absent: Councilmen: None

Attest: H.E.GRAGG
CITY CLERK

RESOLUTION NO.2688-N.S.

A RESOLUTION GRANTING A THREE DAYS' LEAVE OF ABSENCE TO THE CHIEF OF POLICE TO ATTEND A CONVENTION

2 ---o---

BE IT RESOLVED that Chief of Police Lee E. Smith be and he is hereby granted permission to take a leave of absence of three days to attend a convention of police chiefs at Lake Tahoe.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of August, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack
Noes: Councilmen: None
Absent: Councilmen: None

Attest: H.E.GRAGG
CITY CLERK

RESOLUTION NO. 2689-N.S.

A RESOLUTION AUTHORIZING THE ACQUISITION OF CERTAIN PROPERTY ON NINTH STREET FROM THE STANISLAUS LUMBER COMPANY IN CONNECTION WITH THE WIDENING OF NINTH STREET

---oOo---

WHEREAS, IN THE WIDENING of Ninth Street in the City of Modesto, to comply with the specifications of the State Highway Department. it will become necessary totake possession of a strip of ground eight feet wide and having a frontage of four hundred feet on Ninth Street in Block 144 of the City of Modesto, now a part of the Southern Pacific right of way, and occupied by the Stanislaus Lumber Company, and the Southern Pacific Company and its associated companies have heretofore granted to the City the right to use said strip of ground for highway purposes, subject to the rights of the StanislausLumber Company, as lessee thereof, and negotiations are now under way with the Stanislaus Lumber Company to acquire immediate possession of said strip of ground by the City, and to have said Stanislaus Lumber Company remove its structures and improvements there from;

NOW THEREFORE, BE IT RESOLVED that the CityEngineer, subject to the approval of the Mayor pro tempore of said city, be and he is hereby authorized on behalf of the City of Modesto to enter into an agreement with said Stanislaus Lumber Company on such terms as may be agreed upon, for the vacation by said Lumber Company of said strip of ground within such time as may be stipulated, including the removal therefrom of all property of the Lumber Company, and the surrender of the possession thereof to the City. Said contract shall further specify the sum of money to be paid to the Lumber Company in full compensation for its leasehold or anyother rights and for such damages as it may sustain by reason of such removal, provided, however, that said sum of money shall be payable out of the first moneys received by the City from the State of California as its share of the gasoline tax, after the claims of the Associated Oil Company amounting to not more than \$ 500.00 have been satisfied, and said Engineer is hereby authorized to and empowered to bind the said City of Modesto, in such contract, to pay therefor in said manner.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of August, 1933, by Commissioner Rogers who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest.:

H. E. GRAGG
CITY CLERK

RESOLUTION NO.2690-N.S.

A RESOLUTION PROVIDING FOR THE ACQUISITION BY PURCHASE FROM THE MODESTO LUMBER COMPANY
OF A STRIP OF GROUND FOR THE WIDENING OF NINTH STREET

--- oOo ---

WHEREAS, in the widening of Ninth Street of the City of Modesto to comply with the requirements of the State Highway Department of the State of California, it is necessary to acquire a strip of ground out of Block 137 of said City of Modesto, being four feet in width and 200 feet in length, and being the northeasterly 4 feet in Block 137;

NOW THEREFORE, BE IT RESOLVED that the City Engineer, with the approval of the Mayor or Mayor Pro Tempore of the City of Modesto be and he is hereby authorized and empowered on behalf of said City to enter into a contract with said Modesto Lumber Company for the sale to said City of said strip of ground, and for the removal of the structures now existing thereon, so as to clear the same for highway purposes, to provide the time within which said strip of ground shall be cleared, and to promise on behalf of the City of Modesto to pay the stipulated price therefor, and for the damages resulting from the clearing of the same, said payment to be made out of the first funds to be allocated and paid to the City of Modesto by the State of California out of gas tax moneys, as soon as such funds are available, the funds to be designated for that purpose being the first funds received from the State after paying the Associated Oil Company the sum of not more than \$ 500.00, and the Stanislaus Lumber Company such moneys as may be required to obtain from it a right of way in Block 144.

IT IS FURTHER RESOLVED that the authority hereby granted to the City Engineer shall extend to and include all matters and things necessary and incidental to the acquisition of said strip of ground, and that such covenants and stipulations as he may make with respect thereto on behalf of the said City of Modesto shall, when approved by the Mayor or Mayor Pre Tempore, be binding upon and constitute the covenant and stipulation of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd date of August, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: "one

Absent: Councilmen: None

Attest: H.E. GRAGG

CITY CLERK

RESOLUTION NO.2691-N.S.

A RESOLUTION AUTHORIZING THE ACQUISITION OF CERTAIN PROPERTY ON NINTH STREET FROM
THE MODESTO LUMBER COMPANY IN CONNECTION WITH THE WIDENING OF
NINTH STREET:

--- oOo---

WHEREAS, in the widening of Ninth Street in the City of Modesto, to comply with the specifications of the State Highway Department, it will be necessary to acquire and take possession of a strip of ground six feet wide and having a frontage of 270 feet along Ninth Street, along the northwesterly line of Block 140 of the City of Modesto, now a part of the right of way of the Southern Pacific Company, and occupied by the Modesto Lumber Company, and the Southern Pacific Company and its associated companies have heretofore granted to the City the right to use said strip of ground for highway purposes, subject to the rights of the Modesto Lumber Company as lessee thereof, and negotiations are now under way with said Modesto Lumber Company to acquire immediate possession of said strip of ground by the City, and to have said Modesto Lumber Company remove its structures and improvements therefrom.

NOW THEREFORE, BE IT RESOLVED that the City Engineer, subject to the approval of the Mayor Pro Tempore of said City, be and he is hereby authorized to enter into a contract, on behalf of the City of Modesto, with said Modesto Lumber Company, providing for the surrender to said City, within such time as may be therein stipulated, of said strip of ground and the removal therefrom by the Modesto Lumber Company of its structures and improvements, and for the payment to said Lumber Company of the value of its rights therein and its damages, if any, occasioned by the removal and relocation of its structures, provided, however, that payment therefor shall be made only out of the moneys which may hereafter be received by the City of Modesto from the State of California as the City's allocation of gas tax funds, and shall be paid out of the first of such moneys available after the payment of the claim of the Associated Oil Company, the claim of the Stanislaus Lumber Company, and a prior claim of the Modesto Lumber Company for the outright purchase of a strip of ground along Ninth Street; and the said City Engineer, with the approval of the Mayor or Mayor Pro Tem is hereby authorized and empowered to bind the City of Modesto to make such payments.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of August, 1933, by Councilman Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Brown, Meece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E.GRAGG

CITY CLERK

RESOLUTION NO.2692-N.S.

A RESOLUTION OF ADJOURNMENT AND PROVIDING FOR AN ADJOURNED MEETING OF THE COUNCIL

---oOo---

BE IT RESOLVED that this Council meeting now in session be and the same is hereby adjourned, to meet again in adjourned session September 1st,1933, at 2:00 o'clock P.M.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd dya of August,1933, by Commissioner Brown who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E.GRAGG
CITY CLERK

RESOLUTION NO.2693-N.S.

A RESOLUTION REVOKING BEVERAGE LICENSE HERETOFORE GRANTED TO JOE DENEVI, 604 NINTH ST.

---oOo---

WHEREAS, Joe Denevi, 604 Ninth Street, having been duly sited to appear before this meeting of the Council to show cause why his license to sell beverages of 3.2% alcoholic content should not be revoked in view of his violation of the terms of Ordinance No. 442-N.S.; and

WHEREAS, the said Joe Denevi, through his legal aivisor, H. McKinley, appeared before the Council and protested the revocation of his liecense; and

WHEREAS, upon testimony duly taken from Patrolman Walter Anderson, it appears that the said Joe Denevi was arrested twice on the same day for having in possession on the premises at 604 Ninth Street, whiskey and wine, the same being intoxicating beverages as defined by other ordinances of the City of Modesto; and

WHEREAS, there is no doubt in the opinion of the Council that the said Joe Denevi has violated the terms of the ordinance under which a license to sell beverages of not more than 3.2% alcoholic content;

THEREFORE, BE IT RESOLVED that the license heretofore granted to said Joe Denevi to keep, store, buy, receive, sell, give away or dispense or to permit to be sold, kept, stored, received, bought, or given away or dispensed beverages containing not more than 3.2% alcoholic content be and the same is hereby revoked.

The foregoing resolution was introduced at a regular/meeting of the Council of the City of Modesto held on the 1st day of September, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E.GRAGG
CITY CLERK

RESOLUTION NO.2694-N.S.

A RESOLUTION AUTHORIZING AND INSTRUCTING THAT THE HANGAR AT THE FORMER MUNICIPAL AIRPORT BE DISMANTLED AND MOVED TO THE CORPORATION YARD AT 8TH & L STS.

---oOo---

WHEREAS, the former municipal airport is now to be used for a municipal golf course; and

WHEREAS, the old airplane hangar heretofore erected on the airport site by the City is no longer used and it is deemed expedient to have it removed from the golf course site;

THEREFORE, BE IT RESOLVED that the said hangar be dismantled and moved to the corporation yard at 8th and L Streets to be used for constructing whatever building or buildings in the future that the Council may wish to have constructed.

The foregoing resolution was introduced at a regular^{-ly called} meeting of the Council of the City of Modesto held on the 1st day of Sept., 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG

CITY CLERK

RESOLUTION NO.2695-N.S.

A RESOLUTION DIRECTING THE CITY ENGINEER TO CONTACT THE BOARD OF SUPERVISORS AND DIRECTORS OF THE MODESTO IRRIGATION DISTRICT RELATIVE TO CONSTRUCTION OF A CIVIC CENTER ON THE COURTHOUSE SITE

---oOo---

WHEREAS, the Board of Supervisors of Stanislaus County are considering the obtaining of funds through the federal government for the building of a new courthouse; and

WHEREAS, in view of the scattered location of the various public offices throughout the City; and

WHEREAS, it would seem to be for the public benefit and convenience to have all such public offices in one building;

THEREFORE, BE IT RESOLVED that the City Engineer be and he is hereby directed to contact the Board of Supervisors of Stanislaus County and the Directors of the Modesto Irrigation District relative to the combining of all the said public offices in a civic center building on the present courthouse site, the funds therefor to be obtained through the federal government.

The foregoing resolution was introduced at an adjourned meeting of the Council of the City of Modesto held on the 1st day of September, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tempore Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG

CITY CLERK

RESOLUTION NO. 2696-N.S.

A RESOLUTION OF ADJOURNMENT

---oOo---

BE IT RESOLVED that this Council meeting now in session be and the same is hereby adjourned.

The foregoing resolution was introduced at a regularly called adjourned meeting of the Council of the City of Modesto held on the 1st day of September, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG

CITY CLERK

RESOLUTION NO.2697-N.S.

A RESOLUTION DEFERRING ACTION UPON CLAIM FILED BY THE LEAGUE OF MUNICIPALITIES FOR MEMBERSHIP DUES

---oOo---

WHEREAS, the League of California Municipalities has filed with the Council a claim in the amount of \$ 75.00 for the annual membership dues in the League; and

WHEREAS, it is the desire of the Council to further consider this claim, deferring action thereon until the Commissioner of Public Health and Safety returns from the annual convention of the League at Santa Cruz, Sept. 20th, to 21st, 1933;

THEREFORE, BE IT RESOLVED that action upon the claim in the amount of \$ 75.00 for annual membership dues in the League of California Municipalities be and the same is hereby deferred until the next regular meeting of the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of September, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG
CITY CLERK

RESOLUTION NO.2698-N.S.

A RESOLUTION DEFERRING ACTION UPON BIDS FOR FLEET AUTOMOBILE INSURANCE

--- oOo ---

WHEREAS, pursuant to the advertising for bids for fleet automobile insurance, the said bids to be received and opened at this time; and

WHEREAS, the City Clerk has reported on file five bids, which when opened read as follows:

LOCAL AGENT:	INSURANCE CO.:	AMOUNT PREMIUM:
King & Giddings	Central Surety & Ins. Corp.	\$ 947.62
J. S. E. McCormick	Commercial Casualty Co.	912.34
L. T. Moss Agency	Pacific Indemnity Co.	1023.14
L. Z. Robbins	American Employers Ins. Co.	1028.68
H. R. Windus	Metropolitan Casualty Co.	912.34

and

WHEREAS, the Council wishes to further consider the bids in detail before making an award;

THEREFORE, BE IT RESOLVED that the above mentioned bids be and they are hereby referred to the City Attorney and the Commissioner of Finance and Revenue for their consideration, tabulation, and recommendation.

RESOLUTION NO.2599-N.S.

A RESOLUTION ALLOWING CLAIMS AGAINST THE CITY OF MODESTO FOR THE MONTH OF SEPTEMBER,1933

--- oOo ---

WHEREAS, the various claims against the City of Modesto for the month of September,1933, having been duly audited and approved;

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

General Fund -----	\$19,009.16
Water Fund -----	4,838.50
Library Fund -----	1,831.91
Bond Red.Int.Fund -----	12.50
St.Bond Red.Int. Fund -----	2,953.00
Beard Park Imp.Fund -----	1,210.87
TOTAL-----	\$29,865.94

The foregoing resolution having been introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of September, 1933, by Commissioner Neece, who moved its adoption, which motion being duly second-
ed, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E.GRAGG

CITY CLERK

RESOLUTION NO.2700-N.S.

A RESOLUTION ACCEPTING A DEED FROM THE AMERICAN LEGION

--- oOo ---

WHEREAS, Modesto Post No. 74 of the American Legion has executed and delivered to the City of Modesto for park purposes a portion of Lot 7 of LaRio Park, according to the map thereof filed June 18th, 1910 in Vol.5 of Maps, Page 9, Stanislaus County Records, which parcel of land is more particularly described in said deed.

THEREFORE, BE IT RESOLVED that the City of Modesto accept said deed upon the conditions therein specified and cause the same to be recorded in the County Recorder's Office of Stanislaus County, California.

BE IT FURTHER RESOLVED that the said City of Modesto, through its City Council, express to Modesto Post No. 74 of the American Legion its appreciation for this public spirited and generous act on the part of said grantor, and that a certified copy of this Resolution be delivered by the City Clerk to Modesto Post No. 74 of the American Legion.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of September, 1935, by Councilman Neece, who moved its adoption, which motion being duly seconded was upon roll call carried, and the resolution adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG

CITY CLERK

RESOLUTION NO.2701-N.S.

BE IT RESOLVED that the deed delivered to the City of Modesto as grantee by James H. Boren and Mary Boren conveying to the said City of Modesto Lots 12 and 13 in Block 40 be and the same is hereby accepted, and that the same be filed for record in the Recorder's Office of Stanislaus County, California, by the City Clerk.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of September, 1933, by Councilman Rogers, who moved its adoption, which motion being duly seconded, was upon roll call carried, and the resolution adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, Mayor Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG

CITY CLERK

RESOLUTION NO.2702-N.S.

A RESOLUTION GRANTING LICENSES TO CERTAIN APPLICANTS FOR SELLING BEVERAGES OF 3.2% ALCOHOLIC CONTENT

--- oOo ---

WHEREAS, there is on file with this Council five applications for licenses to sell beverages containing 3.2% alcoholic content in the City of Modesto; and

WHEREAS, all of the said applications have been duly investigated and approved by the Commissioner of Public Health and Safety;

THEREFORE, BE IT RESOLVED that the City Clerk be and he is hereby directed to issue licenses for the selling of beverages containing 3.2% alcohol to the applicants, as follows:

Retail	Safeway Stores Inc.	916 11th St.
Retail	Safeway Stores, Inc.	801 H Street
Retail	Safeway Stores, Inc.	1616 J Street
Retail	Doran J. King	405 H Street

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of September, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted and the resolution carried by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG

CITY CLERK

RESOLUTION NO.2703-N.S.

A RESOLUTION REJECTING APPLICATION OF G.PRATO FOR LICENSE TO SELL BEVERAGES CONTAINING 3.2% ALCOHOL

---oOo---

WHEREAS, there was filed with the City Clerk on the 19th day of June, 1933, an application by G. Prato, 622 9th Street, to sell beverages containing 3.2% alcohol as provided in City Ordinance No. 442-N.S., together with license fee application of \$ 35.00; and

WHEREAS, the application having been thereupon submitted to the Council for consideration from time to time; and

WHEREAS, upon investigation of the said application by the Commissioner of Public Health and Safety, an unfavorable report was secured thereon involving violations of the liquor statutes of the national, state, and municipal governments;

THEREFORE, BE IT RESOLVED that the said application of G. Prato 622 9th Street, be and the same is hereby rejected, and the City Clerk instructed to return to the applicant the license fee of \$ 35.00 accompanying the application.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of September, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2704-N.S.

A RESOLUTION AUTHORIZING THE RETURN OF CERTIFIED CHECK TO THE HILD ELECTRIC CO.

---oOo---

WHEREAS, pursuant to Resolution No. 2539-N.S. of the City Council adopted May 10th, 1933, awarding bid for one pump and motor to the Hild Electric Co. of Stockton, California; and

WHEREAS, delivery has now been made of said pump, and the City Engineer wishes to test the same before certifying to the delivery and approval thereof; and

WHEREAS, the Hild Electric Company has asked the return of their certified check accompanying their bid submitted for the said pump;

THEREFORE, BE IT RESOLVED that the City Auditor be and he is hereby directed to return to the Hild Electric Company their certified check accompanying their bid submitted for the above mentioned pump.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of September, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG

CITY CLERK

RESOLUTION NO.2705-N.S.

A RESOLUTION ACCEPTING REPORT OF AUDITORS' FOR THE FISCAL YEAR ENDING JUNE 30TH, 1933

---oOo---

WHEREAS, Messers Brotherton, Thomas & Company have completed their audit of the City of Modesto's accounts for the period ending June 30th, 1933, and have accordingly filed their report covering the said audit;

THEREFORE, BE IT RESOLVED that the report of said Messers Brotherton, Thomas & Company be and the same is hereby accepted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of August, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2706-N.S.

A RESOLUTION CONTINUING HEARING IN THE MATTER OF VIOLATION OF ORDINANCE NO.

442-N.S. BY L.W.GROFF,1009 H STREET

---oOo---

WHEREAS, L. W.Groff, 1009 H Street, having been duly cited to appear before this meeting of the Council to show cause why his license to sell beverages of 3.2% alcoholic content should not be revoked in view of his violation of the terms of Ordinance No. 442-N.S. of the City of Modesto; and

WHEREAS, upon testimony duly taken from Police Captain E.E.Arlington it appears that a quantity of empty pint flasks and two empty jugs, which had been rinsed out yet still smelled strongly of intoxicating liquor, were found under a counter at the place of business of said L. W.Groff, and that further back from said counter was found another jug which was not quite empty but contained a small amount of intoxicating liquor; and

WHEREAS, the legal advisor of Mr. Groff, namely:Mr. Thos.Griffin has appeared before this Council and presented a certificate signed by H. P. Muller, M.D. that Mr. Groff is physically unable to appear before this Council and show cause why his license should not be revoked, and has asked that the hearing be continued to the next regular meeting of the Council; and

WHEREAS, the Council wishes to be entirely just in the matter, and is willing that the hearing be continued as requested;

THEREFORE, BE IT RESOLVED that the hearing in the matter of alleged violation of Ordinance No. 442-N.S. by L. W.Groff,1009 H Street, be and the same is hereby continued until the next regular meeting of the Council to be held on Sept.27th,1933, at 7:30 P.M.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of Sept., 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes:Councilmen:Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes:Councilmen:None

Absent:Councilmen:None

Attest: H.E.GRAGG

CITY CLERK

RESOLUTION NO.2707-N.S.

ADJOURNMENT

---oOo---

BE IT RESOLVED that this Council meeting now in session be and the same is hereby adjourned.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of September, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG

CITY CLERK

RESOLUTION NO. 2707-A --N.S.

A RESOLUTION DENYING PERMISSION TO INSTALL A GAMBLING GAME IN THE CITY OF MODESTO

--- oOo ---

WHEREAS, Mr. P.S. Weimar of Neptune Beach, California, has applied to this Council for permission to install a gambling game known as "Fascination"; and

WHEREAS, after consideration of the matter, the Council is not in favor of the operation of such games within the City;

THEREFORE, BE IT RESOLVED that permission be and the same is hereby denied Mr. Weimar to install the game of "Fascination" as requested.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of September, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____
H.E. GRAGG
CITY CLERK

A RESOLUTION APPROVING THE ROUTING OF CERTAIN STATE HIGHWAYS

*** **

WHEREAS, under and by virtue of Chapter 767 of the Statutes of 1933, the Department of Public Works of the State of California is authorized to expend annually from the State Highway fund an amount equal to one quarter of one cent per gallon tax on motor vehicle fuel, after the proportionate payments therefrom into the "Fuel Tax Enforcement Fund" and after the proportionate refunds shall have been made, within the incorporated cities and freeholder charter cities, and any city, and county, in the State of California, for the purposes specified in said chapter, and in the manner provided by law, and

WHEREAS, in accordance with the provisions of said Chapter 767, and in accordance with the provisions of Sections 363r and 363y of the Political Code (Chapter 326 of the Statutes of 1933), the Department of Public Works, acting by and through the California Highway Commission, has designated as State Highways the following described streets in the

CITY OF MODESTO, Stanislaus County

Route 4 Through Modesto. 1.96 miles
 BEGINNING at the southerly city limits on State Highway Route 4, thence northwesterly over the Tuolumne River Bridge and 9th Street to the westerly city limits, a distance of 1.96 miles, more or less, within the corporate limits of Modesto.

ROUTE 109. Within Modesto 1.07 miles
 BEGINNING at 9th and J Streets (Junction State Highway Route 4), thence northeasterly over J Street to McHenry Avenue at Downey Avenue, thence northerly over McHenry Avenue to the northerly city limits, a distance of 1.07 miles, more or less, within the corporate limits of Modesto.

ROUTE 110. Through Modesto 1.21 miles
 BEGINNING, at the westerly city limits on Stanislaus Street, thence easterly over Stanislaus Street to L Street, thence northeasterly over L Street to 9th Street (Junction State Highway Route 4), a distance of about 0.54 mile for this portion. Beginning again at 9th and D Streets, thence northeasterly over D Street to Grand Street, thence easterly over Grand Street to the easterly city limits, a distance of about 0.67 mile for this portion, a total distance of 1.21 miles, more or less, within the corporate limits of Modesto.

which said streets are existing travelable streets in the City of Modesto; and approximately on the route of the authorized State Highways, and

WHEREAS, the Director of Public Works and the California Highway Commission have requested the City of Modesto to approve the routing hereinbefore described and to agree to resume jurisdiction over said city streets, or portions thereof, as may not be included in the State Highways, when the same are laid out, adopted, and constructed, therefore

BE IT RESOLVED by the Council of the City of Modesto, acting on behalf of said City, that said City approve, and it does hereby approve, the routing of said State Highways;

THAT upon the relinquishment of said streets, or any portion thereof, to the City of Modesto, in the manner provided by law, said City agree, and does hereby agree, to resume jurisdiction over said streets, or portion thereof, so relinquished.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of September, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO. 2709-N.S.

A RESOLUTION ALLOWING CLAIM OF THE LEAGUE OF MUNICIPALITIES FOR MEMBERSHIP DUES

--- oOo ---

WHEREAS, the League of California Municipalities has heretofore filed with this Council a claim in the amount of \$ 75.00 for membership dues for the year 1933, and

WHEREAS, the City Attorney, A.J. Carlson, speaking on behalf of the delegates of the City to the convention of the said League, reports that certain definite benefits are received from the said organization;

THEREFORE, BE IT RESOLVED that the claim of the League of Municipalities in the amount of \$ 75.00 for 1933 membership dues be and the same is hereby allowed; providing that the warrant be drawn with the regular monthly claims for the month of November, 1933.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of September, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H.E. GRAGG
CITY CLERK

RESOLUTION NO.2710-N.S.

A RESOLUTION ALLOWING THE CLAIM OF A.J.CARLSON FOR TRAVELLING EXPENSE

--- oOo ---

WHEREAS, A.J.Carlson, City Attorney, has filed with this Council a claim in the amount of \$.95 for registration expense at the Convention of the League of Municipalities, and

WHEREAS, it is the unanimous opinion of the Council that the said claim should be allowed;

THEREFORE, BE IT RESOLVED that the claim of A.J.Carlson be and the same is hereby allowed; and the City Clerk and Auditor be and they are hereby instructed to draw the warrant therefor.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of September, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E.GRAGG
CITY CLERK

RESOLUTION NO.2711-N.S.

A RESOLUTION TABLING PETITION RELATIVE TO PARKING IN ALLEY IN BLK 69

--- oOo ---

WHEREAS, a petition has been heretofore filed with this Council asking for abatement of the congested traffic in the alley in Block 69 from H to I Street caused by the parking of automobiles therein; and

WHEREAS, the Commissioner of Public Health and Safety reports that the condition of the alley in question is exaggerated by the petitioners, and that is it free for the passage of all vehicles at all times;

THEREFORE, BE IT RESOLVED that the petition filed with the Council for prohibiting of the parking of automobiles in the alley in Block 69 be and the same is hereby tabled indefinitely.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of September, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E.GRAGG
CITY CLERK

RESOLUTION NO.2712-N.S.

A RESOLUTION INSTRUCTING THAT THE DELINQUENT WATER BILL AT 318 MELROSE STREET BE
WORKED OUT

----oOo----

WHEREAS, through the Department of Public Welfare of the County of Stanislaus, petition has been made to this Council for the furnishing of free water to Mrs.Edna Thompson who resides at 318 Melrose Street; and

WHEREAS, upon investigation of the case, the City Engineer reports that Mrs.Thompson has a son who could work out the waterbill;

THEREFORE, BE IT RESOLVED that the City Engineer be and he is hereby directed to hire the son of Mrs.Thompson to do sufficient work for the City to work out the delinquent water bill at 318 Melrose Street.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of September, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

RESOLUTION NO.2713-N.S.

A RESOLUTION ACCEPTING A JOINT POLE AGREEMENT BETWEEN THE CITY OF MODESTO AND: THE PACIFIC GAS & ELECTRIC COMPANY, THE SIERRA AND SAN FRANCISCO POWER COMPANY, THE PACIFIC TELEPHONE & TELEGRAPH COMPANY, THE TIDEWATER RAILWAY CO., AND THE MODESTO IRRIGATION DISTRICT

---oOo---

WHEREAS, there has been presented to this Council for ratification a joint pole agreement between the City of Modesto and:

THE PACIFIC GAS & ELECTRIC CO.
SIERRA & SAN FRANCISCO POWER CO.
PACIFIC TELEPHONE & TELEGRAPH CO.
TIDEWATER RAILWAY COMPANY
MODESTO IRRIGATION DISTRICT

and

WHEREAS, the said agreement seems to be in proper form, duly approved by the City Attorney;

THEREFORE, BE IT RESOLVED that the above mentioned agreement be and the same is hereby accepted by the City of Modesto, and the Mayor pro tempore Roy E. Pack, and the City Clerk, H.E.Gragg, duly instructed to affix their signatures to the same on behalf of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of September, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

RESOLUTION NO.2714-N.S.

A RESOLUTION ALLOWING SALARY OF \$ 20.00 PER MONTH FOR PERCY HOPPER

--- oOo ---

WHEREAS, Percy Hopper has heretofore been paid by the City of Modesto for the conducting of a local unemployment office in conjunction with the Unemployment Committee of Stanislaus County; and

WHEREAS, the Federal Government is now taking over a federal unemployment office in this City, and has appointed Percy Hopper agent of the same; and

WHEREAS, the Federal Government has requested the co-operation of the County of Stanislaus and the City of Modesto in that each pay \$ 20.00 per month for a part of Mr.Hopper's salary; and

WHEREAS, Mr.W.J.Silva, chairman of the Unemployment Committee, has recommended to the Council that the City so co-operate in the unemployment project, asking that the warrant be mailed to his office each month in order that it might appear upon the records of the Unemployment Committee;

THEREFORE, BE IT RESOLVED that the City Clerk and Auditor be and they are hereby instructed to draw a warrant each month in favor of Percy Hopper in the amount of \$ 20.00, the same to be mailed to W.J.Silva, Chairman of the Unemployment Committee;

BE IT FURTHER RESOLVED that this shall be effective from and after October 1st,1933, the first warrant to be drawn with the regular monthly claims in November,1933, for the month of October,1933.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of September,1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

RESOLUTION NO.2715-N.S.

A RESOLUTION APPROVING APPLICATION FOR A BEER LICENSE SUBMITTED BY SAMUEL G.WOOLEY AT 911 H STREET

---oOo---

WHEREAS, Samuel G.Wooley, 911 H Street, has submitted to this Council an application for a license to sell beverages containing 3.2% alcohol; and

WHEREAS, the said application has been duly investigated and approved by the Commissioner of Public Health and Safety;

THEREFORE, BE IT RESOLVED that the application of Samuel G. Wooley for a license to sell beverages of 3.2% alcoholic content be and the same is hereby approved, and the City Clerk instructed to issue the license therefor.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of September, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

CITY CLERK

RESOLUTION NO.2716-N.S.

A RESOLUTION DENYING THE PETITION OF THE MODESTO LUMBER COMPANY FOR THE REDUCTION OF WATER RATE

---oOo---

WHEREAS, there is before this Council a petition of the Modesto Lumber Company asking for a reduction of the monthly minimum rate charge for the 2" water service at their lumber yard at 9th and G Streets; and

WHEREAS, upon consideration of the matter it appears that the rate is one charged for all 2" metered services, and one that does not appear to be unreasonable in view of the extra fire protection given by the 2" connection;

THEREFORE, BE IT RESOLVED that the City Clerk be and he is hereby instructed to advise the said Modesto Lumber Company that their petition for a reduced water rate is herewith denied by the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of September, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E.GRAGG
CITY CLERK

RESOLUTION NO.2717-N.S.

A RESOLUTION ORDERING THAT RELIGIOUS ORGANIZATIONS BE NOTIFIED TO DISCONTINUE SERVICES
AT THE CORNER OF NINTH AND H STREETS

---oOo---

WHEREAS, the Commissioner of Public Health and Safety has reported to this Council that the Salvation Army and one other religious organization conduct religious services at the corner of 9th and H Street, causing crowds to congregate in such manner as to cause a traffic hazard; and

WHEREAS, owing to the fact that 9th Street is now a state highway and H Street a busy thoroughfare, it does not seem advisable to permit these services to be continued at this particular location;

THEREFORE, BE IT RESOLVED that the Chief of Police be and he is hereby instructed to notify the Salvation Army and any other religious organizations that they will have to find new locations for conducting their services, so as not to interfere with traffic.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of September, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2718-N.S.

A RESOLUTION SUSPENDING LICENSE OF L.W.GROFF TO SELL BEVERAGES OF 3.2% ALCOHOLIC
CONTENT

---- oOo ----

WHEREAS, L. W.Groff, 1009 H Street, has been arrested by the Police Department on a charge of possessing intoxicating beverages in violation of City Ordinance No. 440-N.S. and

WHEREAS, the said L.W.Groff holds a license for the sale of beverages of 3.2% alcoholic content as permitted by Ordinance No.442-N.S., which said ordinance provides for the revocation of such license immediately upon violation of Ordinance No. 440-N.S.; and

WHEREAS, the Council at this time has had the said L.W.Groff appear for a hearing in this matter; and

WHEREAS, the said L.W.Groff, through his attorney, Thos.Griffin, has pleaded not guilty to the charge of possession of intoxicating liquor, and has asked the Council not to revoke the license for dispensing 3.2% beverages until after his trial in the Police Courton October 10th,1933; and

WHEREAS, after due consideration of the matter the Council is of the opinion that the license should be suspended at this time until after the trial of Mr.Groff;

THEREFORE, BE IT RESOLVED that the license of L.W.Groff, to sell beverages of 3.2% alcoholic content be and the same is hereby suspended from and after noon of the 28th day of September,1933, until further action is taken in the matter by the Council at its regular meeting of October 11th,1933.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of October,1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: ~~None~~

Attest: H.E. GRAGG

CITY CLERK

RESOLUTION NO.2719-NIS.

ADJOURNMENT

--- oOo ---

WHEREAS, there is no further business before this Council meeting;

BE IT RESOLVED that this Council meeting now in session be and the same is hereby adjourned.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of September, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

RESOLUTION NO.2720-N.S.

A RESOLUTION PROVIDING FOR THE IMPOUNDING OF DOGS SUSPECTED OF HAVING RABIES

--- oOo ---

WHEREAS, the City Health Officer, Dr. E.F.Reamer, has advised the Council that it is mandatory that all dogs suspected of having rabies be placed under observation until it can be determined whether or not they actually have the disease; and

WHEREAS, the City at this time has no place for the confinement of such dogs for a period of observation;

THEREFORE, BE IT RESOLVED that the Commissioner of Public Health and Safety, A. N. Brown, be and he is hereby instructed to confer with the Poundmaster and arrange the best possible and economical method of providing cages or pens at the dog pound for keeping all dogs suspected of having rabies under observation for the period of time specified by law.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 4th day of October, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E.GRAGG
CITY CLERK

RESOLUTION NO.2721-N.SL

A RESOLUTION AUTHORIZING THE CITY ENGINEER TO RENT A PUMP FOR THE DEVELOPMENT OF WELL NO. 8.

----oOo----

WHEREAS, an emergency has arisen at Well No. 8 of the Modesto municipal water system which requires the immediate installation and operation of an adequate pumping unit in order to prevent the collapse and total loss of said well, and so that said well might not utterly collapse and become lost in event it should remain idle and without pumping development pending such time as a pump can be purchased following the appropriation of money therefor, and the purchase of the same on bids in the usual course of business; and

WHEREAS, it is the opinion of the City Engineer that said well can be saved and properly developed by immediately renting and installing an adequate pump and operating the same in said well.

NOW THEREFORE, BE IT RESOLVED that the City Engineer for and on behalf of the City of Modesto, be and he is hereby authorized and instructed to rent

from some responsible manufacturer or dealer such pump with motor and equipment and attachments as may, in his judgment, be necessary to develop said well and preserve the same, and to agree, on behalf of the City of Modesto, to pay a rental therefor at a price of not to exceed \$ 5.00 per day over such period of time as may be required to enable the City, in accordance with the forms of law, to purchase and install its own pump in said well. The authority of the Engineer is hereby extended to cover all things and acts necessary to accomplish the purpose of this resolution, and all of his acts and agreements in that connection are hereby authorized and approved by the Council on behalf of the City of Modesto.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 4th day of October, 1933, by Councilmen Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call carried, and the resolution adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO. 2722-N.S.

A RESOLUTION PROVIDING FOR THE SUPPLYING OF WATER TO THE KEWIN TRACT AND FOR THE PAYMENT FOR SUCH SERVICE ON AN INSTALLMENT BASIS

*** **

WHEREAS, pursuant to Resolution No. 2386-N.S. providing for the furnishing of water to certain residences in the T.H. Kewin Tract, also known as the High Homes Tract, in consideration of the sum of \$ 150.00 cash; and

WHEREAS, at this time the Council has been requested to furnish water to certain other residences in said Tract, payment to be made on an installment basis; and

WHEREAS, in view of the fact that the granting of this request will add to the revenue of the Water Department, the Council is of the opinion that water should be furnished to the said Tract;

THEREFORE, BE IT RESOLVED that the City Engineer be and he is hereby authorized to enter into contracts with residents of the said Kewin or High Homes Tract whereby water service connections may be made upon the payment of \$ 50.00 cash, and ten installments of \$ 10.00 each monthly with interest at 7% per annum, reference being made to such agreements which are now, or may later be on file in the office of the City Clerk.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 4th day of October, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2723-N.S.

A RESOLUTION APPOINTING A COMMITTEE TO DRAFT RULES, ETC. FOR THE USE OF THE MUNICIPAL GOLF COURSE

---oOo---

WHEREAS, the municipal golf course on the aviation field is fast nearing completion; and

WHEREAS, it will be necessary to have certain rules and regulations pertaining to the operation and use of said golf course;

THEREFORE, BE IT RESOLVED that Mayor Pro Tem Pack, Commissioner Neece, and City Engineer Rossi be and they are hereby appointed a committee to arrange a schedule of prices, rules and regulations for the operation and use of the municipal golf course.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 4th day of October, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack
Noes: Councilmen: None
Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2724-N.S.

A RESOLUTION DESIGNATING F.J.ROSSI,CITY OFFICIALWITH WHOM THE STATE DEPARTMENT OF PUBLIC WORKS MAY CONFER IN REGARD TO CERTAIN HIGHWAY ROUTINGS IN THE CITY

--- oOo ---

WHEREAS, pursuant to the intention of the State Department of Public Works to make certain improvements within the corporate limits of the City of Modesto, as more fully outlined in Resolution No. 2708-N.S., and

WHEREAS, it is deemed expedient to designate one City official with whom the State officials may confer from time to time relative to the proposed improvements and highway routings;

THEREFORE, BE IT RESOLVED that F. J. Rossi, City Engineer, be and he is hereby designated as the City official with whom the State Department of Public Works' personnel may confer relative to certain improvements to highway routings within the corporate City limits.

The foregoing resolution was introduced at a special meeting of the Council of the Modesto held on the 4th day of October, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack
Noes: Councilmen: None
Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2725-N.S.

ADJOURNMENT

---oOo---

WHEREAS, there is no further business to come before this meeting of the Council;

THEREFORE, BE IT RESOLVED that this meeting of the Council of the City of Modesto now in session be and the same is hereby adjourned.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 4th day of October, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2726-N.S.

A RESOLUTION REJECTING THE CLAIM OF THE LABOR TEMPLE ASSOCIATION FOR RENT

---oOo---

WHEREAS, there has been filed with this Council a claim in the amount of \$ 45.00 for rent for an unemployment office occupied by Percy Hopper in the Labor Temple Building, from May 15th, 1933, to November 1st, 1933; and

WHEREAS, Mayor Pro Tempore Pack early in the summer advised the secretary of the Labor Temple Association that the City would not pay any rent for the said office;

THEREFORE, BE IT RESOLVED that the claim of the Labor Temple Corporation in the amount of \$ 45.00 be and the same is hereby rejected.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of October, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2727-N.S.

A RESOLUTION PARTIALLY ALLOWING CLAIM OF THE STANISLAUS COUNTY BOYS BAND

--- oOo ---

WHEREAS, pursuant to the budget allowance of \$ 500.00 for band concerts in the various City parks during the summer season; and

WHEREAS, there is on file with the Council a claim in the amount of \$ 500.00 for such concerts by the Stanislaus County Boys' Band, signed by Mr.W.A. Harter, Treasurer; and

WHEREAS, it is the unanimous opinion of the Council that the full allowance of this claim at this time when the City's finances have not yet been replenished by tax collections would not be expedient;

THEREFORE, BE IT RESOLVED that the City Clerk and Auditor be and they are hereby instructed to draw a warrant in the amount of \$ 250.00 for one-half of the claim filed by the Stanislaus County Boys' Band, made payable to the Treasurer of said organization, Mr.W.A.Harter.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of October, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E.GRAGG
CITY CLERK

RESOLUTION NO.2728-N.S.

A RESOLUTION ALLOWING CLAIM OF THE CITY ENGINEER FOR TRAVELLING EXPENSES

----oOo----

WHEREAS, there is on file with this Council a claim in the amount of \$ 4.00 for travelling expenses incurred by the City Engineer, F.J.Rossi, in attending the convention of the California League of Municipalities at Santa Cruz;

THEREFORE, BE IT RESOLVED that the City Clerk and Auditor be and he is hereby instructed to make payment for the above mentioned claim in the customary manner for making payment of claims in amounts less than \$ 5.00.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of October, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E.GRAGG
CITY CLERK

RESOLUTION NO. 2729-N.S.
A RESOLUTION ALLOWING CLAIMS FOR THE MONTH OF SEPTEMBER, 1933

---oOo---

WHEREAS, the claim against the City of Modesto for September, 1933, having been duly audited and found to be correct;

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

GENERAL FUND -----	\$ 16,727.73
WATER FUND -----	\$ 5,543.21
LIBRARY FUND-----	\$ 1,530.54
BOND RED. INT. FUND-----	\$ 300.12
BEARD BROOK IMPROVEMENT FUND-----	\$ 343.19
TOTAL -----	\$ 24,444.79

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of October, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG
CITY CLERK

RESOLUTION NO. 2730- N. S.

A RESOLUTION DENYING THE PETITION OF THE POSTAL TELEGRAPH COMPANY FOR TWO PARKING SPACES

---oOo---

WHEREAS, the Postal Telegraph Company has heretofore filed with this Council a petition for two parking spaces in front of their office at 831 Tenth Street; and

WHEREAS, upon due consideration of the petition by the Council over a period of time, it is deemed advisable to avoid establishing a precedent in the matter of parking spaces;

THEREFORE, BE IT RESOLVED that the petition of the Postal Telegraph Co. for two parking spaces be and the same is hereby denied.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of October, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG
CITY CLERK

A RESOLUTION ACCEPTING THE BID OF HARRY WINDUS FOR FLEET AUTOMOBILE INSURANCE

--- o0o ---

WHEREAS, pursuant to the calling for bids for fleet automobile insurance and action thereon having been postponed until this time; and

WHEREAS, it appears that the bid of Harry R. Windus in the amount of \$ 912.34 is the lowest and best bid;

THEREFORE, BE IT RESOLVED that the bid for fleet automobile insurance for the ensuing year of Harry R. Windus be and the same is hereby accepted and that the certified checks of the unsuccessful bidders be returned by the City Clerk.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of October, 1933, by Commissioner Neece, who moved its adoption which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2733-N.S.

A RESOLUTION RATIFYING AGREEMENT WITH T.H.KEWIN FOR SUPPLYING WATER OUTSIDE THE CITY

---oOo---

WHEREAS, pursuant to Resolution No. 2722-N.S., Mr.T.H.Kewin has presented to the Council an agreement for ratification providing for the supplying of City water to his property known as Lot 51 in the High Homes Tract outside the City limits; and

WHEREAS, the agreement appears to be in proper form and conforms in every respect to the intent of Resolution No. 2722-N.S.;

THEREFORE, BE IT RESOLVED that the said agreement be and the same is hereby ratified and ordered placed on file in the office of the City Clerk.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of October, 1933, by Commissioner Rogers who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

- Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack
- Noes: Councilmen: None
- Absent: Councilmen: None

Attest: H.E.GRAGG
CITY CLERK

RESOLUTION NO.2734-N.S.

A RESOLUTION APPOINTING A COMMITTEE TO MAKE APPLICATION FOR FEDERAL FUNDS FOR DEFRAYING EXPENSES OF BUILDING A SEWER BOOSTER IN THE RUE DE YOE SECTION OF THE CITY

---oOo---

WHEREAS, the City Engineer at this time has made an oral report fully covering the proposed building of a sump and pumping plant for a sewer booster at Beard Brook Park and 19th Street Bridge to promote greater sanitation in this district; and

WHEREAS, it is proposed to obtain 30% of the funds for financing this project from the Federal Government under the terms of the National Industrial Recovery Act;

THEREFORE, BE IT RESOLVED that City Attorney Carlson and City Engineer Rossi be and they are hereby appointed a committee to make application to the Federal Government for funds for the financing of the above outlined project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of October, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

- Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack
- Noes: Councilmen: None
- Absent: Councilmen: None

Attest: H.E.GRAGG
CITY CLERK

RESOLUTION NO.2735-N.S.

A RESOLUTION APPOINTING A COMMITTEE TO MAKE APPLICATION FOR FEDERAL FUNDS FOR
DEFRAYING EXPENSES OF BUILDING A MUNICIPAL INCINERATOR

---oOo---

WHEREAS, the City Engineer at this time has made an oral report fully covering the proposed building of a municipal incinerator at the City Dumps; and

WHEREAS, it is proposed to obtain 30% of the funds for the financing of this project from the Federal Government through the National Industrial Recovery Act;

THEREFORE, BE IT RESOLVED that the City Attorney, A. J. Carlson, and City Engineer, F. J. Rossi, be and they are hereby appointed a committee to make application to the Federal Government for funds for the financing of the above outlined project:

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of October, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG
CITY CLERK

RESOLUTION NO.2736-N.S.

A RESOLUTION APPROVING APPLICATION FOR BEER LICENSE OF GEO. KNIGHT AND REJECTING
THE APPLICATION OF THE BROTHERS OF ITALY CLUB

---oOo---

WHEREAS, pursuant to the provisions of Ordinance No. 442-N.S., there is on file with this Council certain applications for licenses to sell beverages of 3.2% alcoholic content; and

WHEREAS, the Commissioner of Public Health and Safety has reported favorably upon the application of Geo. F. Knight, 608 7th Street, and has reported unfavorably upon the application of the Brothers of Italy Club;

THEREFORE, BE IT RESOLVED that the City Clerk be and he is hereby instructed to issue a license to Geo. F. Knight to sell beverages containing 3.2% alcoholic content at 608 7th Street; and be it

FURTHER RESOLVED that the application of the Brothers of Italy Club be and the same is hereby rejected, and the City Clerk instructed to refund the license fee accompanying the application.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of October, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO. 2737-N.S.

A RESOLUTION REINSTATING LICENSE OF L.W.GROFF FOR THE SELLING OF BEVERAGES CONTAINING
3.2% ALCOHOL

---oOo---

WHEREAS, pursuant to citation of L. W. Groff for a violation of Ordinances No. 440-N.S. and 442-N.S., and to the subsequent suspension of his license for the sale of beverages containing 3.2 % alcohol until after the outcome of his trial in the Police Court on October 10th, 1933; and

WHEREAS, it appears that said L.W. Groff was adjudged not guilty of the charge of violation of the above ordinances by the Judge and Jury;

THEREFORE, BE IT RESOLVED THAT the license of L.W. Groff to sell beverages of 3.2% alcoholic content be and the same is hereby reinstated.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of October, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO. 2738-N.S.

ADJOURNMENT

---oOo---

BE IT RESOLVED that this Council meeting now in session be and the same is hereby adjourned.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of October, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2731-N.S.

A RESOLUTION POSTPONING ACTION ON PETITION TO LIFT ZONING IN CERTAIN AREA PENDING
SUBMISSION OF AN AMENDMENT TO THE PETITION

---oOo---

WHEREAS, pursuant to petition heretofore filed with the Council for the lifting of zoning restrictions imposed by the provisions of Ordinance No1364-N.S. and to bringing the same before the Council for consideration from time to time; and

WHEREAS, the said petition has again been re-checked by the City Engineer, and it is deemed advisable to take no action thereon until an amendment to the petition has been presented to the Council, bearing the names of the property owners of property fronting on the North side of J Street and the South side of I st. in the area comprised in the original petition;

THEREFORE, BE IT RESOLVED that action in the matter of the said petition be and the same is hereby postponed until the said amendment is filed with the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of October, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Paak

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG
CITY CLERK

RESOLUTION NO.2739-N.S.

A RESOLUTION DESIGNATING ROY E. PACK, MAYOR PRO TEMPORE, OFFICIAL AND SIGNATORY OFFICIAL OF THE CITY OF MODESTO IN THE MATTER OF APPLICATION FOR FEDERAL FUNDS FOR THE CONSTRUCTION OF PUBLIC WORKS IN AND FOR THE CITY OF MODESTO

---oOo---

WHEREAS, the City of Modesto has heretofore made to and filed with the Federal Emergency Administration its application for a grant of \$ 2,100.00 for the construction of an improvement consisting of an addition to the sewer system of the City of Modesto;

NOW THEREFORE, BE IT RESOLVED that the act of the officials of the City of Modesto in making and filing said application be and the same is hereby approved, and ratified;

BE IT FURTHER RESOLVED that Roy E. Pack, Mayor pro tempore, whose address is Modesto, California, be designated as the official representative of the City of Modesto with whom correspondence with relation to said grant may be conducted;

BE IT FURTHER RESOLVED that said Roy E. Pack, Mayor pro tempore, be and he is hereby authorized and empowered to represent the City of Modesto and to create such obligations on its behalf as may be necessary in order to complete said application and in order to accomplish the other things that may be required from the City of Modesto for the purpose of securing said grant.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of October, 1955, by Councilman Rogers, who moved its adoption, which motion being duly seconded, was upon roll call carried and the resolution was adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack:

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2740-N.S.

A RESOLUTION CALLING FOR BIDS FOR THE REMODELLING OF THE HOUSE AT THE GOLF COURSE INTO A CLUBHOUSE

--- oOo ---

WHEREAS, the provisions of Ordinance No. 454-N.S. for an appropriation of \$ 1,500.00 or so much thereof as may be necessary, for the remodelling of the existing house at the municipal golf course into a clubhouse are now in effect,

THEREFORE, BE IT RESOLVED that the City Clerk be and he is hereby instructed to advertise a notice to bidders calling for sealed proposals or bids for the remodelling of the said house into a clubhouse as per the specifications on file in the office of the City Engineer, the said bids to be opened and decalred at the regular meeting to be held November 8th,1933.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of October,1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack
Noes: Councilmen: None
Absent: Councilmen: None

Attest: H.E.GRAGG
CITY CLERK

RESOLUTION NO.2741-N.S.

A RESOLUTION CALLING FOR BIDS FOR ONE PUMP AND MOTOR FOR STATION NO. 8

--- oOo ---

WHEREAS, the provisions of Ordinance No. 454-N.S. appropriating funds for the purchase of a pump and motor for Pump Station No. 8 are now in effect;

THEREFORE, BE IT RESOLVED that the City Clerk be and he is hereby instructed to advertise for bids for one pump and motor as per the specifications on file in the office of the City Engineer, the said bids to be opened and declared at the regular meeting of the Council to be held on the 8th day of November,1933.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of October,1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack
Noes: Councilmen: None
Absent: Councilmen: None

Attest: H.E.GRAGG
CITY CLERK

RESOLUTION NO.2742-N.S.

A RESOLUTION AUTHORIZING A SETTLEMENT FOR CERTAIN DELINQUENT TAXES

--- oOo ---

WHEREAS, Edgar W. Smith has offered to the City of Modesto a lump sum in settlement of all delinquent tax sales covering a period of five years against Block 595 of the City of Modesto; and

WHEREAS, it is deemed expedient by the Council to accept the proposition by making a reduction in and waiving certain redemption penalties to obtain the amount offered and clear the records of these tax sales;

THEREFORE, BE IT RESOLVED that the City Auditor be and he is hereby instructed to accept the sum of \$ 1,000.00 for the redemption of tax sales Nos. 3879, 3369, 3116, 3031, and 2858, which sales aggregate \$ 1,337.71 under ordinary circumstances.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of October, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack
Noes: Councilmen: None
Absent: Councilmen: None

Attest: H.E. GRAY
CITY CLERK

* * * * *

RESOLUTION NO.2743-N.S.

A RESOLUTION ADOPTING RULES AND REGULATIONS FOR THE USE OF THE MODESTO MUNICIPAL GOLF COURSE

--- oOo ---

BE IT RESOLVED that the following rules and regulations for the use of the Modesto Municipal Golf Course shall be and they are hereby adopted:

Rule 1. The Municipal Golf Course or Golf Links shall consist of that portion of the real property owned by the City of Modesto heretofore used as an aviation field, which has been laid out into golf links.

Rule 2. The golf course shall be available for play by the public generally and by all individuals who comply with the rules and regulations established by this resolution and herein set forth.

Rule 3. The fees to be paid for the use of said Municipal Golf Course shall be as follows: the greens fee per player shall be the sum of 25¢ for each round of nine holes to be played consecutively, which fee is to be paid in advance at the club house and a ticket or receipt therefor issued to the player. The fee for the use of the practice fairways or greens shall be the sum of 25¢ per hour, payable in advance at the club house, provided that any player purchasing a ticket for nine holes may use the practice fairways and greens not to exceed 15 minutes without additional charge. The fee for a monthly ticket shall be the sum of Three Dollars and Fifty Cents (\$ 3.50) per month, payable in advance at the club house. Each monthly ticket issued shall terminate on the last day of the month during which it was issued. It shall entitle the holder thereof to play upon the Course during the month for which it was issued without the payment of any additional fee for the use of the course or practice fairways or greens. It shall also entitle the

husband or wife of the holder thereof, as the case may be, to play upon the course in company with the holder of the ticket, except Saturdays and Sundays, when the regular greens fee must be paid for the extra player. Complimentary tickets without fee may be issued by or under the direction of the Commissioner in charge of the course to visiting professionals or others, for services rendered, or when in the opinion of such Commissioner it will be for the advantage or best interest of the course to issue such complimentary tickets.

Rule 5. The City Council may employ a professional, enter into a contract with him for his compensation, and shall specify and prescribe the duties to be performed by him. The professional shall be in charge of the course under the direction of the said Commissioner, and it shall his duty to see that the rules with reference to the use of the course as they are herein adopted or may hereafter be amended are enforced and complied with. He shall have the right to eject or bar from the course any person or persons who violate any of these rules or regulations. No extra charge for the use of the practice fairways and greens shall be made against any person receiving instruction from the professional during the period of instruction.

Rule 6. Caddies. The employment, discharge, instruction and control of caddies shall be under the supervision of the professional. Their duties shall be prescribed and assigned by him and the rate of compensation to be paid to them, which shall be in addition to the greens fee, shall be specified by the professional. No person shall be allowed to work as a caddie at said course unless he is designated for that purpose by the professional.

Rule 7. The Commissioner of Finance of the City of Modesto is hereby designated as the Commissioner having charge of said Municipal Golf Course. He is charged with the use, control and regulation of the same in accordance with these rules. He shall arrange for the collection and payment into the City Treasury of the fees chargeable for the use of said golf course, and shall authorize all expenditures which may be incurred for the upkeep and maintenance of the course.

Rule 8. The following additional rules and regulations for the use of said golf course are hereby adopted:

a. The rules of the United States Golf Association and the local rules hereinafter specified shall govern all play; A copy of the local rules herein specified shall be posted at the club house or starter's office.

b. Players must register at the club house or starter's office and pay the greens fee or exhibit their monthly card before starting each round.

c. The use of one set of clubs by more than one player is prohibited.

d. High heeled shoes will not be permitted on the course.

e. Players shall not drive from any tee until those in front are out of range, nor play up to a putting green until the players thereon have holed out and move away.

f. Players who have holed out shall move away promptly and not obstruct the putting green.

g. The placing of caddie bags on putting greens or in traps is not permitted.

h. Driving a ball from a putting green is prohibited.

i. Players looking for a lost ball must allow other matches coming up to pass them.

j. Players holding back a match must allow the faster match to go through, provided there is room ahead.

k. Children under 14 years of age will not be allowed to play except by special permission from the professional in charge.

l. Players must not purchase balls from anyone on the golf course except the professional.

m. Loud shouting or any disorderly conduct will not be tolerated.

n. Use club head to improve lie of ball on fairways only. In traps and roughs play ball as it lies. Lift and drop ball one club length away from water fixtures, benches, trees, fences, roads, entrances, driveways and buildings. The penalty for a lost ball or ball out of bounds is loss of distance only. Play another ball from where the first ball was struck, counting actual strokes played.

o. Report all discourtesies of the employees to the professional in charge.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of October, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, was upon roll call carried, and the resolution adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG
CITY CLERK

RESOLUTION NO. 2744-N.S.

WHEREAS, a contract in writing between the City of Modesto, as party of the first part, and Ian Macdonald, as party of the second part, for the employment of said party of the second part as professional at the Modesto Municipal Golf Course has been presented to the Council for approval, a copy of which said contract is attached to this resolution;

NOW THEREFORE, BE IT RESOLVED that said contract be executed and entered into by the City of Modesto and that the Mayor pro tempore and the City Clerk on behalf of the City of Modesto are hereby authorized and empowered to execute and deliver the same.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of October, 1933, by Councilman Neece who moved its adoption, which motion being duly seconded was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor Pro Tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: H. E. Gragg
City Clerk

RESOLUTION NO.2745-N.S.

ADJOURNMENT

--- oOo ---

BE IT RESOLVED that this Council meeting now in session be and the same is hereby adjourned.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of October, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG

CITY CLERK

RESOLUTION NO.2746-N.S.

A RESOLUTION ACCEPTING INVITATION TO PARTICIPATE IN THE ARMISTICE DAY PARADE

--- oOo ---

WHEREAS, THE American Legion, Modesto Post No. 74, has asked the Council and other departments of the City of Modesto to participate in the Armistice Day parade held November 11, 1933;

THEREFORE, BE IT RESOLVED that the invitation of the American Legion be and the same is hereby accepted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the ^{11th} 25th day of ^{November} ~~October~~, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2747-N.S.

A RESOLUTION GRANTING A PERMIT TO THE HIGH SCHOOL AND JUNIOR COLLEGE TO STRETCH BANNERS
ACROSS THE CITY STREETS

--- oOo ---

BE IT RESOLVED that the Student Organization of the Modesto High School and of the Modesto Junior College be and they are hereby permitted to stretch banners advertising their activities across the City streets for the school year, providing that the said banners be placed and hung under the direction and supervision of the City Engineer.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of November, 1933, by Commissioner Rogers who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG

CITY CLERK

RESOLUTION NO.2748-N.S.

A RESOLUTION ALLOWING EXTENSION OF TIME TO F. PETRI TO OBTAIN SIGNATURES TO A PETITION FOR
A PERMIT TO CONDUCT A WOOD YARD AT 221 RUBERTA STREET

---oOo---

WHEREAS, F. Petri has appeared before this Council and stated that he will need approximately two weeks more time in which to obtain signatures to the petition required by zoning Ordinance No. 364-N.S. for a permit to conduct a wood yard at his residence at 221 Ruberta Street;

THEREFORE, BE IT RESOLVED that Mr. Petri be and he is hereby granted an extension of two weeks' time in which to obtain the necessary signatures, and

BE IT FURTHER RESOLVED that if the said signatures are not obtained within that length of time that Mr. Petri stop operating the wood yard in question on penalty of violation of the above named zoning ordinance.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of November, 1933, by Commissioner Rogers, who moved its adoption which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG

CITY CLERK

RESOLUTION NO.2749-N.S.

A RESOLUTION POSTPONING ACTION ON BIDS RECEIVED FOR REMODELLING CLUBHOUSE AT THE GOLF COURSE; AND REJECTING DISQUALIFIED BID OF IRA COTNER

--- oOo ---

WHEREAS, pursuant to the calling for bids for the remodelling of the house at the municipal golf course into a clubhouse, there are on file with the Council eleven bids, which were opened and declared by the Council, which said: bids are now on file in the office of the City Clerk and are hereby referred to and made a part of this resolution; and

WHEREAS, the bid of Ira Cotner does not appear to be accompanied by a certified check as per the notice to bidders; and

WHEREAS, the Council wishes to have further time in which to consider the various other bids submitted;

THEREFORE, BE IT RESOLVED that the bid of Ira Cotner be and the same is hereby declared to be disqualified, and the City Clerk instructed to return to him his check accompanying his bid; and

BE IT FURTHER RESOLVED that the other bids submitted be and they are hereby laid over for further consideration until the adjourned meeting of the Council to be held on the 15th day of November, 1933, at the usual time and place.

The foregoing resolution was regularly introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of November, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen; Brown, Neece, Rogers, and Mayor pro tem Peck

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2750-M.S.

A RESOLUTION AWARING BID FOR PUMP AND MOTOR FOR STATION NO.8

---oOo---

WHEREAS, pursuant to the advertising for bids for one pump and motor for Station No. 8, there is on file with the Council two bids, as follows:

John Bean Manfg. Co.	-----	\$ 1784.41 less 5%
	alternate: ---	1809.41 " "
Pomona Pump Co.	-----	1536.18

and

WHEREAS, it appears that the bid of the Pomona Pump Company is the lowest and best bid;

HEREFORE, BE IT RESOLVED that the bid of the Pomona Pump Company at the price above set forth be and the same is hereby accepted for one pump and motor as per the specifications on file in the office of the City Engineer.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of November, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG

CITY CLERK

RESOLUTION NO.2752-N.S.

A RESOLUTION DESIGNATING CERTAIN HOLIDAYS THAT MAY BE OBSERVED BY CERTAIN CITY EMPLOYEES

--- oOo ---

BE IT RESOLVED by the Council of the City of Modesto that the holidays which may be observed by those mechanics and laborers who are classified as "permanent employees" of the City of Modesto, and whose compensation is referred to and adjusted by Resolution No. 2751-N.S. shall be the following:

January First (New Year's Day), May 30th (Memorial Day), July 4th (Independence Day), the first Monday in September (Labor Day), November 11th (Armistice Day), the last Thursday in November (Thanksgiving Day), December 25th (Christmas Day), the day upon which any general state election in the State of California occurs, and which is declared by state law to be a legal holiday, and also every Sunday.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto, at a regular meeting thereof held on November 8, 1952, by Commissioner Rogers who moved its adoption, which motion being duly seconded was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

* * * * *

RESOLUTION NO.2753-N.S.

A RESOLUTION CANCELLING DELINQUENT TAX SALES AGAINST CITY PROPERTY

---oOo---

WHEREAS, it appears that there are certain delinquent tax sales appearing upon the records of the City Auditor, which sales are against property to which the City of Modesto has the deed, namely: Lot 32 in Block "Z" and Lots 21 to 24 inc. in Block 36;

THEREFORE, BE IT RESOLVED that the following tax sales which appear against Lot 32 in Block "Z": 3351-3104-2920-2752-2592 and the following tax sales which appear against Lots 21 to 24 inc. in Block 36:

1675-1856-2070-2280-2470-282762923-3549

be and they are hereby cancelled and the City Tax Collector and Auditor be and they are hereby instructed to make the proper entries upon their books showing said sales so cancelled.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of November, 1953, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2754-N.S.

A RESOLUTION GRANTING CERTAIN LICENSES TO SELL BEVERAGES CONTAINING 3.2% ALCOHOL

---oCo---

WHEREAS, there is on file with this Council three applications for licenses to sell beverages containing 3.2% alcohol in the City of Modesto; and

WHEREAS, the said applications have been duly investigated by the Commissioner of Public Health and Safety and approved by him;

THEREFORE, BE IT RESOLVED that the City Clerk be and he is hereby instructed to issue the following parties licenses to sell beverages of 3.2% alcohol:

F.Coperning	- 622 Ninth Street	(Retail)
Mrs.Jennie Nandi	- 604 Ninth Street	(Retail)
E.Varni	- 1302 I Street	(Wholesale)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of November, 1933, by Commissioner Brown who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E.GRAGG

CITY CLERK

RESOLUTION NO.2755-M.S.

A RESOLUTION ACCEPTING DEED FROM MRS.A.M.ROBINSON FOR RIGHT OF WAY FOR EXTENSION OF NINETEENTH STREET TO DRY CREEK

---oOo---

WHEREAS, there has been presented to this Council a deed duly executed by Mrs. A.M. Robinson on behalf of the City of Modesto for a right of way through Block 204 for the extension of Nineteenth Street to Dry Creek;

THEREFORE, BE IT RESOLVED that the said deed be and the same is hereby accepted and ordered placed on record in the office of the County Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of November, 1933, by Commissioner Rogers who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG
CITY CLERK

RESOLUTION NO.2756-N.S.

A RESOLUTION OF ADJOURNMENT AND PROVIDING FOR ADJOURNED MEETING

---oOo---

BE IT RESOLVED that this Council meeting now in session be and the same is hereby adjourned to meet again in adjourned session on Wednesday, November 15th, 1933, at the usual time and place.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of November, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG
CITY CLERK

RESOLUTION NO.2751-N.S.

A RESOLUTION PROVIDING FOR THE MANNER OF PAYMENT OF THE COMPENSATION OF CERTAIN
EMPLOYEES OF THE CITY OF MODESTO

---oOo---

WHEREAS, it is deemed expedient and for the good of the service that the regular and permanent employees of the City of Modesto be paid as nearly as possible on a monthly basis in so far as the compensation which they earn and receive is concerned, but it is a matter of convenience in accounting that the work upon which they are from time to time employed be charged to various and separate departments or sub-departments in order that the costs of the several municipal operations of the City, both as to capital and expenditure and as to maintenance, may be accurately recorded, and for this purpose certain of said employees are shown upon the payrolls of the City as being on a per diem basis at the price per day heretofore fixed by resolutions of this Council; and

WHEREAS, the employees who are paid on a monthly basis may not be required to perform any of their services on days which are designated as holidays but receive their monthly compensation notwithstanding, and it is the desire of the City Council to place the employees, while performing similar services, which are listed for payment on a per diem basis, in the same class as those listed for payment on a monthly basis;

THEREFORE, BE IT RESOLVED that all regular and permanent employees of the City of Modesto, as above specified, on the per diem basis, be paid the same as the other employees who are paid on the monthly basis, notwithstanding they observe the same holidays that are observed by the employees paid on a monthly basis, and that their compensation for those days during which they may not be employed by reason of such holidays or for any reason that relieves the monthly paid employees from performing their services be charged by the City Auditor to the general fund without regard to any particular distribution thereof.

BE IT FURTHER RESOLVED that for the purpose of this resolution the regular and permanent employees of the City of Modesto be and they are hereby designated as those employees who have been continuously and permanently employed by the City of Modesto for a period of at least one year.

BE IT FURTHER RESOLVED that nothing herein contained shall be construed to affect or alter the status of those officers or employees of the City of Modesto who are designated and named in the City Charter.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of November, 1933, by Councilman Rogers, who moved its adoption, which motion being duly seconded, was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG
CITY CLERK

RESOLUTION NO.2731-N.S.

A RESOLUTION POSTPONING ACTION ON PETITION TO LIFT ZONING IN CERTAIN AREA PENDING SUB-
MISSION OF AN AMENDMENT TO THE PETITION

--- oOo ---

WHEREAS, pursuant to petition heretofore filed with the Council for the lifting of zoning restrictions imposed by the provisions of Ordinance No. 364-N.S., and to the bringing of the same before the Council for consideration from time to time;and

WHEREAS, the said petition has again been re-checked by the City Engineer, and it is deemed advisable to take no action thereon until an amendment to the petition has been presented to the Council, bearing the names of the property owners of property fronting on the North side of J Street and the South side of I Street in the original petition;

THEREFORE, BE IT RESOLVED that action in the matter of the said petition be and the same is hereby postponed until the said amendment is filed with the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of October, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG

CITY CLERK

RESOLUTION NO.2757-N.S.

A RESOLUTION AWARDDING CONTRACT FOR THE REMODELLING OF THE CLUBHOUSE AT THE GOLF COURSE

--- o06 ---

WHEREAS, pursuant to the receiving of bids for the remodeling of the clubhouse at the golf course, and to the postponement of action on the same until this time; and

WHEREAS, it appears that of all bids received that of R.T.Bush is the lowest and best bid;

THEREFORE, BE IT RESOLVED that the bid of R.T.Bush be and the same is hereby accepted at the price set forth in his bid, which bid is now on file in the office of the City Clerk; and the Mayor and City Clerk are hereby instructed to enter into a contract with Mr.Bush on behalf of the City of Modesto;

BE IT FURTHER RESOLVED that the certified checks accompanying the bids of the unsuccessful bidders be returned.

The foregoing resolution was introduced at an adjourned meeting of the Council of the City of Modesto held on the 15th day of November,1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E.GRAGG
CITY CLERK

* * * * *

RESOLUTION NO.2758-N.S.

A RESOLUTION APPOINTING A COMMITTEE TO ACT IN ADVISORY CAPACITY TO GARBAGE COLLECTORS

--- o0o ---

WHEREAS, Mr.Thos.Griffin representing the garbage collectors of Modesto has appeared before the Council and outlined a proposal of his clients to furnish a dump-ground consisting of 30 Acres near the City limits in return for certain concessions, the plan being forwarded as an alternative for the proposal of the City to build an incinerator and garbage disposal plant;

THEREFORE, BE IT RESOLVED that the City Attorney and the City Engineer be and they are hereby designated a committee to act in an advisory capacity with the garbage collectors in drawing up a concise, detailed, and clearly defined plan of their proposal.

The foregoing resolution was introduced at an adjourned meeting of the Council of the City of Modesto held on the 15th day of November,1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E.GRAGG
CITY CLERK

RESOLUTION NO.2759-N.S.

ADJOURNMENT

--- oOo ---

BE IT RESOLVED that this Council meeting now in session be and the same is hereby adjourned.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of November, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: none

Attest: H. E. GRAGG
CITY CLERK

RESOLUTION NO.2760-N.S.

A RESOLUTION CO-OPERATING WITH THE MERCHANTS ASSOCIATION IN DECORATION OF CITY STREETS FOR THE HOLIDAY SEASON IN THE CITY OF MODESTO

---oOo---

WHEREAS, the Modesto Merchants Association has asked this Council for their co-operation in the decoration of the City streets during the coming holiday season by furnishing electrical energy for decorative street lighting; for the aid of the members of the Fire Department in placing such decorations; and for extra traffic officers on the evenings of December 1st, 1933, when a preview of the merchandise in the various stores is to be held, and on December 9th, when a kiddies' parade is to be feature;

THEREFORE, BE IT RESOLVED that the Council co-operate with the Merchants Association in granting all their requests with the exception of that for electrical energy, recommending that they petition the Modesto Irrigation District for this subsidy.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of November, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG
CITY CLERK

RESOLUTION NO.2761-N.S.

A RESOLUTION APPROVING THE FORMATION OF THE MODESTO GOLF CLUB
WHEN A COPY OF THE BY-LAWS THEREOF SHALL HAVE BEEN
PRESENTED TO THE COUNCIL AND APPROVED

--- oOo ---

WHEREAS, there has been filed with this Council by Mr. R. C. Cairns a petition duly signed by several golf enthusiasts of Modesto asking the sanction of the Council in the forming of a club to be known as the Modesto Golf Club for the purpose of increasing interest in golf in Modesto, and for the arrangement of matches, tournaments, etc; and

WHEREAS, the Council has no objections to the formation of such club;

THEREFORE, BE IT RESOLVED that the Council of the City of Modesto does hereby instruct the petitioners to draw up in definite form the by-laws of the proposed organization and submit them to the Council for approval.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of November, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

RESOLUTION NO.2762-N.S.

A RESOLUTION CALLING FOR BIDS FOR AUTOMOBILE EQUIPMENT

---oOo---

WHEREAS, pursuant to Ordinance No. 456-N.S. appropriating funds for the purchase of an automobile for the Police Department and for the purchase of an automobile for the Fire Department;

BE IT RESOLVED that the City Clerk be and he is hereby instructed to advertise for bids for automobile equipment as above, the specifications therefor to be furnished the Commissioner of Finance by the Commissioner of Public Health & Safety, the said bids to be opened at the regular meeting of the Council to be held Wednesday, December 13th, 1933.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of November, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG

CITY CLERK

RESOLUTION NO.2763-N.S.

ADJOURNMENT

--oOo--

BE IT RESOLVED that this Council meeting now in session be and the same is hereby adjourned.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of November, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: H. E. GRAGG
CITY CLERK

RESOLUTION NO. 2764-N.S.

A RESOLUTION ALLOWING CLAIMS AGAINST THE CITY FOR NOVEMBER, 1933

---oOo---

WHEREAS, the various claims against the City of Modesto for the month of November, 1933, having been audited and approved by the Council;

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

GENERAL FUND -----	\$ 17,323.55
WATER FUND -----	4,098.18
Library Fund -----	1,810.89
ST. BOND RED. INT. FUND -----	2,348.74
UNAPPORTIONED FUND -----	8.35
TOTAL *****	\$ 25,589.71

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of December, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack
Noes: Councilmen: None
Absent: Councilmen: None

Attest: _____
H.E. GRAGG
CITY CLERK

RESOLUTION NO. 2765-N.S.

A RESOLUTION ALLOWING THE CLAIM OF POMONA PUMP CO. FOR ELECTRIC PUMP

--- oOo ---

WHEREAS, pursuant to Resolution No. 2750-N.S. accepting the bid of the Pomona Pump Co. for one electric uni-drive pump for Station No. 8, there is on file with this Council the claim of said Pomona Pump Co. in the amount of \$ 1,574.58; and

WHEREAS, the said claim appears to be in the amount set forth in the original bid;

THEREFORE, BE IT RESOLVED that the said claim be and the same is hereby allowed, and the City Clerk and Auditor instructed to draw the warrant therefor in the amount above stated.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of December, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack
Noes: Councilmen: None
Absent: Councilmen: None

Attest: _____
CITY CLERK

RESOLUTION NO.2765-N.S.

A RESOLUTION ALLOWING THE CLAIM OF POMONA PUMP CO.
FOR ELECTRIC PUMP

--- oOo ---

WHEREAS, pursuant to Resolution No.2750-N.S. accepting the bid of the Pomona Pump Company for one electric uni-drive pump for Station No. 8, there is on file with this Council the claim of said Pomona Pump Co. in the amount of \$ 1,574.58; and

WHEREAS, the said claim appears to be in the amount set forth in the original bid;

THEREFORE, BE IT RESOLVED that the said claim be and the same is hereby allowed, and the City Clerk and Auditor instructed to draw the warrant therefor in the amount above stated.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of December, 1933, by Commissioner Rogers who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H. E. GRAGG
CITY CLERK

RESOLUTION NO.2766-N.S.

A RESOLUTION ALLOWING CLAIM OF THE HOTEL HUGHSON FOR REFILL FOR A FIRE EXTINGUISHER

---oOo---

WHEREAS, there is on file with this Council a claim in the amount of \$ 4.10 of the Hotel Hughson for a refill for a fire extinguisher which had been used in extinguishing a fire in an adjoining store before the arrival of the Fire Department;

THEREFORE, BE IT RESOLVED that the above mentioned claim be and the same is hereby allowed, and the City Clerk and Auditor instructed to pay the same in the same manner in which all claims in amounts less than \$ 5.00 are paid from the Revolving Fund.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of December, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen; Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____
H. E. GRAGG
CITY CLERK

RESOLUTION NO.2766-a -N.S.

A RESOLUTION ALLOWING CLAIMS FOR CERTAIN IMPROVEMENTS FILED AGAINST THE CITY OF
MODESTO

--- oOo ---

WHEREAS, there is on file with this Council certain claims as follows:

D. L. Bowman - \$ 131.00

For installing plumbing and materials at the golfcourse clubhouse

W.H. JOHNSON - \$ 87.00

For moving of hedge, fence, and certain portions of buildings from the 9th Street right of way of the City along the Railroad Reservation occupied by the Modesto Fuel Co.

THEREFORE, BE IT RESOLVED that the above mentioned claims be and they are hereby allowed; and the City Clerk and Auditor instructed to draw the warrant therefor in the amounts stated.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of December, 1933, by Commissioner Rogers who moved its adoption which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____
H. E. GRAGG
CITY CLERK

RESOLUTION NO.2767-N.S.

A RESOLUTION ALLOWING ADDITIONAL SUBSIDY TO STANISLAUS BOYS' BAND FOR BAND CONCERTS

---oCo---

WHEREAS, the annual budget of the Park Department provides for a \$500.00 subsidy to the Stanislaus Boys' Band for band concerts held in the various City parks during the summer months; and

WHEREAS, under Resolution No.2727-N.S. \$ 250.00 of the above amount was ordered paid to W.A.Harter, Treasurer of the said organization;

THEREFORE, BE IT RESOLVED that the City Clerk and Auditor be and they are hereby instructed to draw a warrant for the remaining \$250.00 due to the Stanislaus Boys Band for band concerts as aforesaid.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of December, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack
Noes: Councilmen: None
Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2768-N.S.

A RESOLUTION AUTHORIZING THE RENEWAL OF FORGERY INSURANCE POLICY

---oCo---

WHEREAS, pursuant to the expiration of the forgery insurance policy on December 13th, 1933, there was on file with the Council a communication from the National Surety Company relative to the renewal of said policy through its local agent H. R. Windus, and

WHEREAS, it is the opinion of the Council that such insurance should be carried;

THEREFORE, BE IT RESOLVED that the forgery insurance policy in question be and the same is hereby authorized renewed; and the City Clerk and Auditor instructed to draw the warrant for the premium thereon, less the reductions given for the use of a check-writer and safety-check paper, when the claim for such premium shall have been presented to the City by Mr. Windus.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of December, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack
Noes: Councilmen: None
Absent: Councilmen: None

Attest: _____
H.E. GRAGG
CITY CLERK

RESOLUTION NO.2769-N.S.

A RESOLUTION DENYING PETITION TO REPEAL ORDINANCE PROVIDING FOR LICENSE TAX ON SALE OF TOBACCO AT RETAIL

---oCo---

WHEREAS, a petition signed by several owners of small stores in Modesto has been presented to this Council asking for the repeal of City ordinance providing for a license tax on the sale of tobacco at retail; and

WHEREAS, action upon said petition has been laid over to this time, and after due and careful consideration of the premises, it is the unanimous opinion that said petition should be denied;

THEREFORE, BE IT RESOLVED that the request outlined in the above mentioned petition be and the same is hereby denied.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of December, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H.E. GRAGG
CITY CLERK

RESOLUTION NO. 2770-N.S.

A RESOLUTION GRANTING A CONDITIONAL PERMIT TO A.H. TERRELL TO ESTABLISH, OPERATE, AND MAINTAIN A WOOD YARD WITHIN A RESIDENCE ZONE

---oCo---

WHEREAS, A.H. Terrell has presented to this Council a petition duly signed by adjacent property owners all as provided in zoning ordinance No. 364-N.S. asking for a permit to establish, operate, and maintain a wood yard at 804 Second Street; and

WHEREAS, the said petition has been checked by the City Engineer and found to contain the requisite number of signatures of approval thereof;

THEREFORE, BE IT RESOLVED that a conditional permit be and the same is hereby granted to A.H. Terrell as aforesaid until such time as the City Clerk posts and publishes a notice setting forth a time for the hearing of protests to the conducting of such business within the area above described, the said hearing to be at the next regular meeting of the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of December, 1933, by Commissioner Rogers, who moved its adoption, which motion, being duly seconded, was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: CITY CLERK

RESOLUTION NO.2771-N.S.

A RESOLUTION PROVIDING FOR PAYMENT FOR MATERIALS USED FOR SHOE REPAIRS BY THE MODESTO BUNDLE CENTER

---oOo---

WHEREAS, the matter of supplying materials for the repair of shoes of the unemployed and indigent residents of Modesto was brought to the attention of the Council by the Citizens Relief Committee; and

WHEREAS, after consideration of the matter, it is the unanimous opinion of the Council that the City should pay for such materials as in the preceding year;

THEREFORE, BE IT RESOLVED that the City of Modesto will pay out of the General Fund such expenses as are incurred by the Modesto Bundle Center for materials to be used in the repair of shoes for the unemployed and indigent residents of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of December, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: NONE

Attest: H. E. GRAGG
CITY CLERK

RESOLUTION NO.2772-N.S.

A RESOLUTION ACCEPTING RESIGNATION OF MURRAY WILLIAMS FROM THE BOARD OF LIBRARY TRUSTEES

---oOo---

WHEREAS, there is on file with this Council the written resignation of Murray Williams from the Board of Library Trustees, such resignation being made necessary by his leaving the City of Modesto to establish his residence elsewhere;

THEREFORE, BE IT RESOLVED that the resignation of Mr. Williams be and the same is hereby accepted; and

BE IT FURTHER RESOLVED that this Council does on behalf of the City of Modesto express appreciation for the service which Mr. Williams has rendered in fulfilling the duties of a member of the Board of Library Trustees.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of December, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG
CITY CLERK

RESOLUTION NO.2773-N.S.

A RESOLUTION APPOINTING L.L.DENNETT A MEMBER OF THE BOARD OF LIBRARY TRUSTEES

--- oOo ---

WHEREAS, pursuant to the resignation of Murray Williams from the Board of Library Trustees, it is necessary to appoint a member to fill the unexpired term of Murray Williams, to-wit: from and after the date of this resolution, to July 1st, 1937.

THEREFORE, BE IT RESOLVED that Mr. L. L. Dennett be and he is hereby appointed a member of the Board of Library Trustees to fill the unexpired term of Murray Williams as set forth above.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of December, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG
CITY CLERK

RESOLUTION NO.2774-N.S.

A RESOLUTION GRANTING LICENSE TO M.C. & JACK LEE TO SELL BEVERAGES CONTAINING

3.2% ALCOHOL

--- oOo ---

WHEREAS, there is on file with this Council an application of M.C. & Jack Lee to sell beverages containing 3.2% alcohol at 909 H Street; and

WHEREAS, the said application has been duly investigated and approved by the Commissioner of Public Health & Safety;

THEREFORE, BE IT RESOLVED that the City Clerk be and he is hereby instructed to issue a license to M.C. & Jack Lee as per their application on file.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of December, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG

CITY CLERK

RESOLUTION NO.2775-N.S.

A RESOLUTION APPROVING CONSTITUTION AND BY-LAWS OF THE MODESTO GOLF CLUB

--- oOo ---

WHEREAS, there has been submitted to this Council for approval and sanction the constitution and by-laws of the proposed Modesto Golf Club; and

WHEREAS, upon due consideration of the same the Council is of the unanimous opinion that the same should be endorsed;

THEREFORE, BE IT RESOLVED that the by-laws and constitution of the proposed Modesto Golf Club be and the same are hereby approved by the Council of the City of Modesto, expressly providing however, that such approval and endorsement does not give to said organization any special favors, or the right to set aside or infringe upon, any rules and regulations adopted by the Council pertaining to the use and maintenance of the Municipal Golf Course.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of December, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2776-N.S.

A RESOLUTION AUTHORIZING INSURANCE ON NEW CITY BUILDINGS

--- oOo ---

WHEREAS, pursuant to the building of rest rooms in Legion Park, a grandstand on Roosevelt Baseball Field, and a clubhouse on the Municipal Golf Course, it will be necessary to provide for additional insurance on such buildings;

THEREFORE, BE IT RESOLVED that the Commissioner of Finance and Revenue be and he is hereby instructed to have additional insurance for the above named buildings provided for.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of December, 1933, by Commissioner Neece, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H.E. GRAGG
CITY CLERK

RESOLUTION NO.2777-N.S.
A RESOLUTION OF ADJOURNMENT

---oOo---

BE IT RESOLVED that this Council meeting now in session be and the same is hereby adjourned.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of December, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack
Noes: Councilmen: None
Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2778-N.S.

WHEREAS, Frank E. Holtham, long a faithful employee in the service of the City of Modesto, has, together with his family, suffered an irreparable loss in the untimely and infortunate death of his mother, Mrs. Maude Holtham, and

WHEREAS, Mrs. Holtham was for many years a loyal and outstanding citizen of the City, always interested in its welfare and contributing in many ways to its support and well-being.

THEREFORE, BE IT RESOLVED that this Resolution be spread at large upon the records of this Council, and that a copy thereof, attested under the seal of the City, be delivered to Mr. Holtham.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of December, 1933, by Councilman Rogers, who moved its adoption, which motion being duly seconded, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem. Pack
Noes: Councilmen: None
Absent: Councilmen: None

Attest: _____
H.E. GRAGG
CITY CLERK

RESOLUTION NO.2779-N.S.

A RESOLUTION CONFIRMING AWARD OF BID FOR TWO AUTOMOBILES TO THE SMITH EVENS CHEVROLET CO.

--- oOo ---

WHEREAS, pursuant to order of the Council on December 13th, 1933, referring the matter of award of bid for two automobiles to a committee consisting of Commissioners Rogers and Brown, and

WHEREAS, the findings of the Committee revealed that the bid of the Smith Evens Chevrolet Co. for automobiles as follows:

1 Chevrolet Sedan	\$ 719.25	plus \$17.98 tax
1 Chevrolet Sedan	\$50.00	Sales tax absorbed

was the lowest and best bid;

THEREFORE, BE IT RESOLVED that the action of the said committee in awarding bid to Smith-Evens Chevrolet Company be and the same is hereby confirmed by the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of December, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG
CITY CLERK

RESOLUTION NO.2780-N.S.

A RESOLUTION RATIFYING AGREEMENT FOR PURCHASE OF A POLE FROM THE POSTAL TELEGRAPH COMPANY:

--oOo--

WHEREAS, there has been submitted to this Council for ratification an agreement for the purchase of a wooden telegraph pole from the Postal Telegraph Company, the said pole being located on the westerly side of Ninth Street between P and Needham Street; and

WHEREAS, the said agreement has been approved as to form and content by the City Attorney;

THEREFORE, BE IT RESOLVED that the said agreement be and the same is hereby ratified by the Council of the City of Modesto and Mayor pro tem Pack and the City Clerk be and they are hereby instructed to affix their signatures thereto on behalf of the City of Modesto.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 20th day of December, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Hecce, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: _____

H.E. GRAY
CITY CLERK

RESOLUTION NO.2781-N.S.

A RESOLUTION RATIFYING AGREEMENT WITH FLODEN BROTHERS & CHRISTOFFERSEN COMPANY, LTD.
FOR RIGHT OF WAY TO CERTAIN PROPERTY ALONG RAILROAD
RESERVATION ON NINTH ST.

---oOo---

WHEREAS, there has been presented to this Council for ratification an agreement by and between the City of Modesto and Floden Brothers & Christoffersen Company, Ltd. for a right of way to certain property along the railroad reservation on Ninth Street for the purpose of widening said street, in consideration of the sum of \$ 2,200.00 for the vacating and removing of improvements therefrom not later than February 2nd, 1933;

THEREFORE, BE IT RESOLVED that the said agreement be and the same is hereby ratified and the City Clerk and Mayor pro tem Pack instructed to affix thereto their signatures on behalf of the City of Modesto.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 20th day of December, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll

call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO. 2782-N.S.

A RESOLUTION ALLOWING THE CLAIM SUBMITTED FOR MATERIALS FOR REPAIR OF SHOES OF NEEDY
AND DESTITUTE PEOPLE IN MODESTO

---oOo---

WHEREAS, pursuant to Resolution No. 2771-N.S. there was filed with the Council a claim in the amount of \$ 39.38 by David Schwartz for shoe repair materials to be used by the Modesto Bundle Store, a relief organization of the Citizen's Welfare Committee;

THEREFORE, BE IT RESOLVED that the said claim be and it is hereby allowed, and the City Clerk and Auditor instructed to draw the warrant therefor in the amount stated.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 20th day of December, 1937, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem. Pack

Noes: Councilmen:

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2783-W.S.

ADJOURNMENT

---oGo---

BE IT RESOLVED that this Council meeting now in session be and the same is hereby adjourned.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 20th day of December, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Heese, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2727-N.S.

A RESOLUTION REJECTING CLAIM OF THE MODESTO LABOR TEMPLE CORPORATION FOR RENT

--- oOo ---

WHEREAS, there has been filed with this Council again a claim in the amount of \$ 45.00 by the Modesto Labor Temple Corporation for rental of an unemployment office in the Labor Temple; and

WHEREAS, the said claim has heretofore been rejected by the Council under action taken by Resolution No.2726-N.S., at which time there were set forth definite reasons for such rejection; and

WHEREAS, the Council has made no new findings in the matter to justify the allowing of said claim;

THEREFORE, BE IT RESOLVED that the said claim of the Modesto Labor Temple Corporation in the amount of \$45.00 be and the same is hereby rejected, and the City Clerk instructed to so advise the secretary of said organization;

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of December, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2728-N.S.

A RESOLUTION GRANTING PERMIT TO A.H. TERRELL FOR WOOD YARD AT SECOND & H STREETS

---oOo---

WHEREAS, under Resolution No.2770-N.S. of the Council, duly adopted on the 13th day of December, 1933, there was granted a conditional permit to A.H. Terrell to establish, operate, and maintain a wood yard at 804 Second Street; and

WHEREAS, the conditions of such permit were such that, if after the posting and publishing of a notice of a time for hearing any protests to such use of the above property, there were no protests made, the permit would be permanent; and

WHEREAS, this being the time set forth in said notices for the hearing of any and all protests, and there being no protests either oral or written on file with the Council;

THEREFORE, BE IT RESOLVED that permission be and it is hereby granted, and action taken under Resolution 2770-N.S. confirmed, to A.H. Terrell to operate and maintain a wood yard at 804 Second Street as above stated.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of December, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

RESOLUTION NO.2734-N.S.

WHEREAS, heretofore. to-wit: on the 27th day of December, 1933, there was received by the City Council, of the City of Modesto, which said City Council is the legislative body of said municipal corporation, a written petition signed by not less than one-fourth in number of all the qualified electors residing within the territory described therein, as shown by the registration of voters in the County in which such territory is situated, asking that such territory, which is in said petition and hereinafter described, be annexed to the City of Modesto; and

WHEREAS, said petition so presented contained a request that the question to be submitted to the electors residing in the territory proposed by said petition to be annexed to said City of Modesto shall be whether such new territory shall be annexed to, incorporated in and made a part of said municipal corporation, and the property therein be after such annexation subject to taxation equally with the property within such municipal corporation to pay the bonded indebtedness of the said City of Modesto outstanding at the date of the filing of said petition or theretofore authorized.

NOW THEREFORE, BE IT RESOLVED that a special election be, and the same is hereby called, to submit to the electors residing in the territory proposed by such petition to be annexed to the said City of Modesto, the question is whether or not such new territory which is hereinafter described shall be annexed to, incorporated in and made a part of said municipal corporation, to-wit: the City of Modesto, and the property therein be, after such annexation, subject to taxation equally with the property within such municipal corporation to pay the bonded indebtedness of such municipal corporation outstanding at the date of the filing of said petition, or theretofore authorized; said election to be held on the 13th day of February, 1934; the polls to be opened at six o'clock in the morning of said day, and to remain open until seven o'clock in the evening of said day, when the polls shall be closed; that the territory so proposed to be annexed and in which said special election shall be held as aforesaid is situate, lying and being in the County of Stanislaus, State of California, and is contiguous to the said City of Modesto, and is particularly described as follows, to-wit:

All that portion of the Northwest Quarter (NW $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) and the Northeast Quarter (NE $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) of Section 28 (28), Township Three (3) South, Range Nine (9) East, M.D. B. & M., lying south and east of Beard Brook.

It is further ordered that for the purpose of holding said special election all of the territory mentioned in said petition and hereinabove described is consolidated and established into one election precinct, and the following is hereby designated as the place at which the polls shall be opened for such election in such territory so proposed to be annexed: The H.W. Ramont Residence on El Rio. The following, who are qualified electors of the voting precinct in which they are appointed to act, are hereby appointed officers of said election, to-wit:

Judges: Hollis F. Ramont and Harold Mothersell

Inspector: H. W. Ramont

It is further ordered that for the purpose of said election the territory hereinabove described so proposed to be annexed to said municipal corporation is hereby designated as the La Loma Addition.

It is further ordered that upon the ballots to be used at such election there shall be printed the words

"Shall the LaLoma Addition be annexed to the City of Modesto?"	YES		
"Shall the LaLoma Additon be annexed to the City of Modesto?"	NO		

It is further ordered that said elections shall be held and conducted in accordance with an act of the legislature of the State of California entitled: "An act to provide for the alteration of the boundaries of and for the Annexation of Territory to municipal corporations, for the Incorporation of such annexed territory in and as a Part Thereof, and for the districting, government and municipal control of such annexed territory", approved June 11th, 1913, and the acts amendatory of and supplemental thereto.

It is further ordered that a notice be given by the Clerk of this Council of said election by the publication thereof in a newspaper of general circulation, printed and published outside of the municipal corporation of the City of Modesto but within Stanislaus County, at least once a week for a period of four successive weeks next preceding the date of such election, and that said notice shall be in substantially the following form:

NOTICE OF ELECTION FOR THE ANNEXATION OF TERRITORY

Notice is hereby given by order of the City Council of the City of Modesto, in accordance with the statutes of the State of California in such case made and provided, that pursuant to a proper petition filed therefor with said City Council a special election has been called by said Council to be held, and the same will be held, in the territory hereinafter described on Tuesday, the 13th day of February, 1934.

The proposition to be voted on at such election is as follows:

That it is proposed to annex to, incorporate in and make a part of the municipal corporation, to-wit: the City Modesto, the following territory lying, being and situate in the County of Stanislaus, State of California, and contiguous to the City of Modesto, and particularly described as follows:

All that portion of the Northwest Quarter (NW $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) and the Northeast Quarter (NE $\frac{1}{4}$) of the Southwest Quarter (SW $\frac{1}{4}$) of Section Twenty-eight (28), Township Three (3) South, Range Nine (9) East, M.D.B. & M., lying south and east of Beard Brook;

and that said property shall, after such annexation, be subject to taxation equally with the property within such municipal corporation to pay the bonded indebtedness hereinafter specified of such municipal corporation outstanding at the date of said annexation or indebtedness theretofore authorized and to be represented by bonds of such municipal corporation thereafter to be issued.

Notice is hereby further given that the improvement or improvements for which such municipal indebtedness has been so incurred, and the amounts of such indebtedness already incurred and outstanding at the date of the first publication of said notice are as follows:

Bond Issue of October 1st, 1910, for \$ 100,000.00 in the aggregate, consisting of \$ 65,000.00 for the construction and completion of sewers; \$15,000.00 for the construction and completion of water works; \$ 10,000.00 for the construction and completion of street work; \$ 10,000.00 for the purchase of fire apparatus; of which \$ 60,000.00 has been paid, leaving a balance now outstanding of \$ 40,000.00.

Bond issue of October 1st, 1911, of \$ 30,000.00 in the aggregate for the improvement of street intersections, of which \$ 17,250.00 has been paid, leaving a balance now outstanding of \$ 12,750.00.

Bond Issue of May 1st, 1912, for \$ 82,500.00 in the aggregate for the construction and enlargement of the water system, of which \$ 55,000.00 has been paid and of which \$ 27,500.00 is now outstanding.

Bond Issue of January 2nd, 1919, for \$ 67,500.00 in the aggregate, consisting of \$ 15,000.00 for the construction and completion of street work; \$ 12,500.00 for the acquisition of fire equipment and apparatus; \$10,000.00 for the construction and completion of additional sanitary sewers; \$30,000.00 for the construction and completion by way of extension of the municipal water system; of which \$ 47,500.00 has been paid and of which \$ 20,000.00 is now outstanding.

Bond Issue of January 2nd, 1920, for \$ 289,000.00 in the aggregate, consisting of \$ 49,000.00 for the construction and completion of water works; \$ 75,000.00 for the construction and completion of storm sewers; \$35,000.00 for the construction, extension and completion of sanitary sewers; \$ 30,000.00 for the construction and completion of an addition to the liquefying tank and filter beds; \$100,000.00 for street improvements; of which \$ 112,000.00 has been paid, leaving a balance now outstanding of \$ 177,000.00.

The bond issue of June 1st, 1920, for \$ 50,000.00 in the aggregate for the acquisition, construction and completion of an exposition park and fairgrounds, of which \$ 28,000.00 has been paid, leaving a balance now outstanding of \$ 22,000.00.

The bond issue of June 1st, 1923, for the sum of \$ 55,000.00 in the aggregate for the construction of buildings for the fire department and the acquisition of fire apparatus, of which \$ 17,000.00 has been paid, and of which \$ 38,000.00 is now outstanding.

That except as above specified no other bonded indebtedness has heretofore been authorized. The maximum rate of interest payable and to be payable upon all of such indebtedness is 5% per annum, payable semi-annually.

The territory within which said election shall be held is that hereinabove designated and particularly described, and it shall be further designated for the purposes of identification by the name, to-wit: La Loma Addition, by which name such territory shall be referred to and indicated upon the ballots to be used at said election.

The electors in said territory are directed to vote upon said question in the manner set forth in "Instructions to Voters" on the ballots to be used at said election.

The ballots to be used at such election shall be in substantially the following form:

TICKET FOR ANNEXATION ELECTION.

Special Election, LaLoma Addition, February 13th, 1934.

Instructions to Voters: Each voter desiring to vote in favor of annexing the territory herein referred to as the LaLoma Addition to the City of Modesto shall stamp a cross (X) in the voting square after the word "Yes" after the words "Shall the LaLoma Addition be annexed to the City of Modesto?"

If an elector desires to vote against the annexation of said territory to the City of Modesto, he shall stamp a cross (x) in the voting square after the word "No" after the words "Shall the LaLoma Addition be annexed to the City of Modesto?"

The mark shall be made with the rubber stamp and ink pad which will be found in each booth, and the ballots shall not be marked in any other manner.

All marks except the cross (x) are forbidden; all distinguishing marks or erasures are forbidden and make the ballot void. If you wrongly stamp, tear or deface this ballot, return it to the inspector of election and obtain another.

"Shall the LaLoma Addition be annexed to the City of Modesto?"	:	:	:
	:	Yes	:
	:	:	:
"Shall the LaLoma Addition be annexed to the City of Modesto?"	:	:	:
	:	No	:
	:	:	:

Said election shall be held as aforesaid on the 13th day of February, 1934. The polls shall be opened at six o'clock in the morning of said day and shall remain open until seven o'clock in the evening of said day, when the polls shall be closed.

For the purpose of holding said special election all of the territory in said petition and hereinabove mentioned and described, and herein also referred to and designated as the LaLoma Addition, is consolidated and established into one election precinct, and the following place is hereby designated as the place at which the polls shall be open for such election in such territory as proposed to be annexed, to-wit: The H.W. Ramont Residence on El Rio.

The following, who are qualified electors of said voting precinct in which they are appointed to act, are hereby appointed officers of said election, to-wit:

Judges: Hollis F. Ramont and Harold Mothersell

Inspector: H.W. Ramont

Except as herein otherwise specified, said election shall be held in accordance with the laws of the State of California concerning general elections.

Dated: January 10th, 1934.

City Clerk, City of Modesto

(Seal)

Date of First Publication : January 19, 1934.

It is further ordered that said notice be published in the Turlock Tribune, a newspaper of general circulation printed and published outside of the municipal corporation of the City of Modesto, but in the County of Stanislaus, at least once a week for a period of four successive weeks next preceding the date of such election.

The foregoing resolution was introduced *at a regular meeting of the Council held 12/27/33,* by Councilman Rogers, who moved its adoption, which motion being duly seconded, was carried by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack
Noes: Councilmen: None
Absent: Councilmen: None

ATTEST; H.E. GRAGG
CITY CLERK

RESOLUTION NO.2785-N.S.

A RESOLUTION REAPPOINTING CERTAIN MEMBERS OF THE PLANNING COMMISSION

---oOo---

WHEREAS, the term of office of Mrs. Josephine Ekstein and Nathan McVey, members of the City Planning Commission, will expire on January 9th, 1934;

THEREFORE, BE IT RESOLVED that both Mrs. Ekstein and Mr. McVey be and they are hereby reappointed members of the City Planning Commission to serve until January 9th, 1938.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of December, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Keesee, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG
CITY CLERK

RESOLUTION NO. 2785-N.S.

A RESOLUTION ALLOWING REFUND TO W.H. LURRAY FOR WATER BILL AT 304 McHENRY AVE.

--- oOo ---

WHEREAS, W.H. Murray has heretofore petitioned this Council for redress on an excessive water bill at the premises at 304 McHenry Avenue in view of the fact that there had been a leak underground beneath the house and had not been detected until the meter consistently registered such excessive amounts of water used as to cause a thorough investigation of the premises; and

WHEREAS, after due consideration of the matter, the Council is of the opinion that some relief should be afforded Mr. Murray;

THEREFORE, BE IT RESOLVED that the amount of \$ 20.19 be and the same shall hereby be authorized credited to Mr. Murray's account for the above property, and

BE IT FURTHER RESOLVED that due notice be given to Mr. Murray that in the future the Council will not consider making any adjustment of water bills at the above premises arising out of excessive amounts running through the meter because of neglect of plumbing.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of December, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Keesee, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG
CITY CLERK

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG
CITY CLERK

RESOLUTION NO. 2789-N.S.

A RESOLUTION GRANTING A SUBSIDY TO THE SALVATION ARMY FOR THREE MONTHS

--- oOo ---

WHEREAS, petition has been made to this Council for a monthly subsidy to the Salvation Army; and

WHEREAS, upon consideration of the matter, it is the unanimous opinion of the Council that a temporary subsidy should be allowed to the Salvation Army for the carrying on of relief and welfare work in the City;

THEREFORE, BE IT RESOLVED that a subsidy of \$ 37.50 per month be and the same is hereby allowed to the Salvation Army during the months of January, February, and March, 1934; and the City Clerk and Auditor be and they are hereby instructed to draw the warrants in the stated amount on the first day of each of the above named months.

BE IT FURTHER RESOLVED that this subsidy shall be a charge against the General Fund of the City of Modesto, and shall be entered by the Auditor in his records as a charge against "Special Police Account".

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of December, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H. E. GRAGG
CITY CLERK

RESOLUTION NO.2790-N.S.

A RESOLUTION GRANTING A TAXI STAND AT 10TH & J STREETS TO B. HANDY

--oCo--

WHEREAS, Benjamin Handy has made application to the City Council for a taxi stand at 10th & J Streets; and

WHEREAS the matter has been investigated and reported upon favorably by the Commissioner of Public Health & Safety;

Therefore, Be it resolved that permission be and the same is hereby granted to Benjamin Handy to maintain a taxi stand at 10th & J Streets;

AND BE IT FURTHER RESOLVED that the City Engineer be and he is hereby instructed to cause such parking space at the specified location to be marked off as a non-parking area.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of December, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neene, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2791-N.S.

A RESOLUTION CALLING FOR CERTAIN PLANS AND SPECIFICATIONS

---oCo---

BE IT RESOLVED that the City Engineer be and he is hereby instructed to prepare plans and specifications for a corporation yard proposed to be established at 8th & L Streets in the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of December, 1933, by Commissioner Rogers, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neene, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG
CITY CLERK

RESOLUTION NO.2792-N.S.
A RESOLUTION OF ADJOURNMENT

--- oOo ---

BE IT RESOLVED that this Council meeting now in session be and the same is hereby adjourned.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of December, 1933, by Commissioner Brown, who moved its adoption, which motion being duly seconded, it was upon roll call adopted by the following vote:

Ayes: Councilmen: Brown, Neece, Rogers, and Mayor pro tem Pack

Noes: Councilmen: None

Absent: Councilmen: None

Attest: H.E. GRAGG

CITY CLERK