
RESOLUTION NO. 1061-N.S.

WHEREAS, a petition was presented to the City Council protesting the building of gasoline stations in Blocks 107, 108, 109, 111, 110, 123, and Block J,

THEREFORE, Be It Resolved, that the City Council of the City of Modesto instructed the City Clerk not to issue any building permits whatsoever to any person, firm or corporation for the building of a gasoline station until they shall have appeared before the City Council and obtained their consent to build the same.

The foregoing Resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 1926, 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, Osvald, Ustick, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1062-N.S.

WHEREAS, it was reported to the City Council by the City Clerk that meters were installed at the Modesto Gas Plant and the Modesto Steam Laundry and were being used by the above mentioned firms as a standby service and that the minimum charge that other meter users pay in the City of Modesto, namely \$2.00 per month, has never been collected from either of the above mentioned firms,

THEREFORE, Be It Resolved, that all meters connected to the City's water mains should, from this date, pay a minimum charge of \$2.00 per month as set out in Ordinance No. 123-N.S.

The foregoing resolution was regularly introduced this 13th day of January, 1926, by Councilman Ustick, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Oswald, Ustick, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1063-N.S.

WHEREAS, Mr. Fred Said appeared before the City Council asking permission to build a small shed in Block 70, on Lots 9 and 10, which proposed structure does not conform to the regular Building Ordinance now in force in the City of Modesto

THEREFORE, Be It Resolved, that the City Clerk be authorized to issue a building permit as proposed by Mr. Said in Block 70, on Lots 9 and 10.

The foregoing resolution was regularly introduced this 13th day of January, 1926, by Councilman Boundey, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Oswald, Ustick, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1064-N. S.

WHEREAS, there exists in the City of Modesto an emergency for electric standby power for the purpose of operating the City's pumps

THEREFORE, Be It Resolved, that the City Engineer be and he is hereby authorized to install double switches and arrange for standby service on fire pumps in the City of Modesto.

The foregoing resolution was regularly introduced this 13th day of January, 1926, by Councilman Oswald, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Oswald, Ustick, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1065-N.S.

A RESOLUTION ACCEPTING THE BOND OF THE PACIFIC TELEPHONE AND TELEGRAPH COMPANY IN CONNECTION WITH RENEWAL OF FRANCHISE.

Whereas, on the 23rd day of December, 1925, the Pacific Telephone & Telegraph Company was, by resolution of the City Council of Modesto, awarded a franchise for the operation of a telephone system in the City of Modesto, in accordance with the Notice to Bidders theretofore published, and,

Whereas, on the 13th day of January, 1926, the Pacific Telephone & Telegraph Company filed a bond running to the City of Modesto, limited and conditioned as prescribed by the Charter and by the notice of the sale of franchise hereinabove referred to, which said bond is in the sum of Five Thousand (\$5000.00) Dollars, and,

Whereas, said bond was on file within the time allowed by law, and was in the form required by law and was executed by a good and sufficient surety,

NOW THEREFORE, the City Council of the City of Modesto does hereby find, determine and declare that the bond filed by the Pacific Telephone & Telegraph Company on the 13th day of January, 1926, was filed within the time specified by law; that the same complies with the provisions of the City Charter and in the advertisement for bids; and it is hereby resolved by the Council that the said bond be, and the same is, hereby approved as of the date of its filing aforesaid.

The foregoing Resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 1926, 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 Brown, Boundey, Oswald, Ustick, and Mayor Elias

Noes: None

Absent: None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1066-N.S.

THEREFORE, Be It Resolved, that the City Clerk be and he is hereby authorized to draw a warrant in favor of the State Compensation Insurance Fund in the amount of \$2458.16 in payment of compensation insurance policy for the year of 1926.

The foregoing resolution was regularly introduced this 27th day of January, 1926, by Councilman Boundey, and upon being duly seconded, was upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Mayor Elias

Noes: Councilmen None

Absent: Councilman Oswald

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1067-N.S.

THEREFORE, Be It Resolved, that the City Clerk be and he is hereby instructed to draw a warrant in the amount of \$71.00 in favor of the Chief of Police, Lee E. Smith, on account of money advanced by Mr. Smith for detective work in the case of C. J. Gray.

The foregoing resolution was regularly introduced this 27th day of January, 1926, by Councilman Ustick, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Mayor Elias

Noes: Councilmen None

Absent: Councilman Osvald

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1068-N.S.

THEREFORE, Be It Resolved, that the Mayor and City Clerk be and they are hereby instructed to sign a certain contract entered into between the Modesto Irrigation District and the City of Modesto relative to furnishing the City of Modesto standby service through the Pacific Gas and Electric Company.

The foregoing resolution was regularly introduced this 27th day of January, 1926, by Councilman Brown, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Mayor Elias

Noes: Councilmen None

Absent: Councilman Osvald

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1069-N.S.

WHEREAS, the City of Modesto has entered into a certain contract with the Pacific Gas & Electric Company, setting forth the rates and conditions for which the Pacific Gas & Electric Company would furnish the City standby service,

THEREFORE, Be It Resolved, that the Mayor and City Clerk be and they are hereby authorized to sign the above mentioned contract.

The foregoing resolution was regularly introduced this 27th day of January, 1926, by Councilman Boundey, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Mayor Elias

Noes: Councilmen None

Absent: Councilman Osvald

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1070-N.S.

PROVIDING FOR A SPECIAL MUNICIPAL ELECTION TO VOTE ON THE QUESTION OF GRANTING A FRANCHISE TO THE PACIFIC TELEPHONE & TELEGRAPH COMPANY.

Whereas, on January 27, 1925, at a regular meeting of the Council of the City of Modesto, the said Council finally passed an Ordinance, being Ordinance #282 N. S., granting to the Pacific Telephone & Telegraph Company, its successors and assigns, the right to place, erect and maintain poles, wires and other appliances and conductors, and to lay underground conductors for wires for the transmission of electricity for telephone and telegraph purposes in, upon and under the streets, alleys, avenues, thoroughfares and public highways in the City of Modesto, State of California, and to exercise the privilege of operating telephone and telegraph instruments, and of doing a telephone and telegraph business within said City of Modesto, and,

Whereas, the Charter provides that no such grant or franchise or renewal or extension thereof shall be of any validity until the same shall have been approved by a majority of the electors voting thereon at a general or special election held not less than 15 nor more than 30 days from and after the final passage of the Ordinance,

NOW THEREFORE, it is hereby resolved and ordered that a special municipal election in and for said City of Modesto be, and the same is, hereby called to be held on Tuesday, the 23rd day of February, 1926, for the purpose of voting upon the granting of such franchise.

For the purpose of holding said election, the City of Modesto shall be, and the same is, hereby precincted and established into five special election precincts to be known and designated as follows:

- Special Election Precinct #1,
- Special Election Precinct #2,
- Special Election Precinct #3,
- Special Election Precinct #4,
- Special Election Precinct #5,

Said special election precincts are established by consolidating the general election precincts within the City of Modesto as established by the orders or resolutions of the Board of Supervisors of Stanislaus County now in force for general election purposes within the city (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 said Board of Supervisors as Modesto #1, Modesto #2, Modesto #3, Modesto #4, Modesto #5, and Modesto #6 are hereby consolidated and established into Special Election Precinct #1.

Said General Election Precincts so designated by said Board of Supervisors as Modesto #7, Modesto #14, Modesto #15, Modesto #16, and Modesto #17, are hereby consolidated and established into Special Election Precinct #2.

Said General Election Precincts so designated by said Board of Supervisors as Modesto #8, Modesto #9, Modesto #10, Modesto #11, Modesto #12, and Modesto #13 are hereby consolidated and established into Special Election Precinct #3.

Said General Election Precincts so designated by said Board of Supervisors as Modesto #18, Modesto #19, Modesto #20, and Modesto #22 are hereby consolidated and established into Special Election Precinct #4.

Said General Election Precincts so designated by said Board of Supervisors as Modesto #21, Modesto #23, Modesto #24, and Modesto #25 are hereby consolidated and established into Special Election Precinct #5.

The following places are hereby fixed as and for the places for holding said election within said City of Modesto (Polling Places) and the following named persons are hereby designated and appointed to act as officers of election for said election, and also conduct the same, to-wit:

SPECIAL ELECTION PRECINCT #1.

Polling place, Beard's Garage 102 Sycamore Ave.

Inspector, James I. Jones

Judges, Samuel D. Clopine and Elijah J. Fisk

Clerks, Mrs. Minnie A. Glidden, Mrs. Mary E. Estes, Mrs. Catherine Simpson

SPECIAL ELECTION PRECINCT #2.

Polling place, Downey St. Firehouse 2016 Downey Ave.

Inspector, Mrs. Verna McGee

Judges, Mrs. Matilda L. Taylor and Jacob H. Walrath

Clerks, Mrs. Alma M. Wallace, Geo. A. Gunderson, Mrs. Mary Emma Utterbach

SPECIAL ELECTION PRECINCT #3.

Polling place, City Hall 717 Tenth St.

Inspector, Abraham M. Briggs

Judges, Mrs. Ida E. Thwing and Mrs. Lillie M. Elliott

Clerks, Mrs. Ora A. Lowe, Miss Rose H. Ryan, Emil G. Karioth

SPECIAL ELECTION PRECINCT #4.

Polling place, Store Room 428 I Street

Inspector, Mrs. Minna H. Damrell

Judges, William L. Cutting and Mrs. Grace W. Teeter

Clerks, Mrs. Josephine Reese, Mrs. Ethel L. Crews, Mrs. Mary A. McLaughlin

SPECIAL ELECTION PRECINCT #5.

Polling place, Second St. Firehouse 629 Second St.

Inspector, Aaron W. Turpen

Judges, Henry W. Atwood and Mrs. Mary J. Bowman

Clerks, Mrs. Anna Walsh, Mrs. Lena Browder, Mrs. Annie Sargent

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.

Said election shall be held in all respects in conformity with the General Election Laws of the State of California, so far as the same may be applicable to, and in conformity with, the Charter of the City of Modesto.

The City Clerk is hereby ordered to publish an election notice as required by the Charter, and to provide the necessary supplies for the holding of said election.

The foregoing resolution was introduced and ordered adopted by the Council of the City of Modesto at a regular meeting thereof duly called and held on the 27th day

of January, 1926, by the following vote:

Ayes: Councilmen Boundey, Brown, ^{Osvald} Ustick and Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1071-N.S.

THEREFORE, Be It Resolved, that the City Clerk be and he is hereby instructed to issue to Mr. W. F. Ramont a 1½" water tap for Lots 1, 2, 3, 4, Block 1.

The foregoing resolution was regularly introduced this 10th day of February, 1926, by Councilman Boundey, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Mayor Elias

Noes: Councilmen None

Absent: Councilman Osvald

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1072-N.S.

WHEREAS, the bids received for the purchase of a one (1) man power grader were received and opened, and

WHEREAS, the Council was of the opinion that more time should be taken before they should decide upon which bid they would accept,

THEREFORE, Be It Resolved, that the time for considering and accepting the best bid be laid over until the next meeting of the Council.

The foregoing resolution was regularly introduced this 10th day of February, 1926, by Councilman Brown, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Mayor Elias

Noes: Councilmen None

Absent: Councilman Osvald

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1073-N.S.

A RESOLUTION CHANGING THE NAME OF THE MODESTO AVIATION FIELD TO THE BUD COFFEE AVIATION FIELD.

BE IT RESOLVED that the Aviation Field belonging to and within the City of Modesto heretofore known as the Modesto Aviation Field, shall hereafter be known, designated and called the "Bud Coffee Aviation Field."

BE IT FURTHER RESOLVED that the City Clerk transmit a copy of this Resolution to the Secretary of War.

The foregoing Resolution was introduced at a regular meeting of the Council

of the City of Modesto held on the 10th day of February, 1926, by Mayor Elias who moved its adoption, which motion being duly seconded, was carried and the resolution adopted by the following vote:

Ayes: Councilmen Brown, Boundey, Ustick, and Mayor Elias

Noes: Councilmen None

Absent: Councilman Osvald

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1074-N.S.

THEREFORE, Be It Resolved, that the City Clerk be instructed to issue a building permit to the Associated Oil Company for a gasoline station on Lot 12, Block 585, City of Modesto.

The foregoing resolution was regularly introduced by Councilman Ustick this 24th day of February, 1926, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Ustick, Mayor Elias

Noes: Councilmen None

Absent: Councilmen Brown, Osvald

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1075-N.S.

WHEREAS, this is the time set by the City Council for deciding upon the bids for a one (1) man power grader submitted on February 10th, 1926, and

WHEREAS, no decision was reached,

THEREFORE, Be It Resolved, that said decision be postponed until March 3rd, 1926, at 7:30 o'clock P.M.

The foregoing resolution was regularly introduced this 24th day of February, 1926, by Mayor Elias, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Ustick, Mayor Elias

Noes: Councilmen None

Absent: Councilmen Brown, Osvald

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1076-N.S.

WHEREAS, the Southern Pacific Railroad Company presented to the City Council an agreement pertaining to the leasing of a right-of-way to the City of Modesto, for a 1 30" concrete sewer line and a 1 8" water line crossing under the property of the Southern Pacific Railroad at or near the intersection of Needham Avenue and the highway, and

WHEREAS, this agreement supercedes and cancels all previous agreements concerning the above mentioned lines entered into by and between the Southern Pacific Company and the City of Modesto,

THEREFORE, Be It Resolved, that the City of Modesto hereby accepts the agreement presented by the Southern Pacific Railroad Company this 24th day of February, 1926, and the Mayor and City Clerk be authorized to sign and execute the above mentioned agreement.

The foregoing resolution was regularly introduced this 24th day of February, 1926, by Councilman Boundey, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Ustick, Mayor Elias

Noes: Councilmen None

Absent: Councilmen Brown, Oswald

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1077-N.S.

THEREFORE, Be It Resolved, that the final adoption of Ordinance No. 283-N.S. be laid over until the next regular meeting of the City Council.

The foregoing resolution was regularly introduced this 24th day of February, 1926, by Mayor Elias, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Ustick, Mayor Elias

Noes: Councilmen None

Absent: Councilmen Brown, Oswald

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1078-N.S.

Be It Resolved, that Assistant City Engineer, Frank Rossi, be authorized to attend the Pacific Coast Building Officials committee meeting at Oakland, California, on March 4th, 5th, 6th, 1926, the expenses of said trip to be paid by the City of Modesto.

The foregoing resolution was regularly introduced this 24th day of February, 1926, by Councilman Ustick, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Ustick, Mayor Elias

Noes: Councilmen None

Absent: Councilmen Brown, Oswald

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1079-N.S.

A Resolution declaring the result of a special election in and for the City of Modesto held on the 23rd day of February, 1926, on the question of granting a franchise to the Pacific Telephone and Telegraph Company.

WHEREAS, the City Council of the City of Modesto, by Resolution No. 1070-N.S., called a special election to be held on the 23rd day of February, 1926, to submit to the

qualified electors of the City of Modesto the proposition of granting a franchise to the Pacific Telephone & Telegraph Company, its successors and assigns, in accordance with Ordinance No. 282 N. 3. of the City of Modesto, and

WHEREAS, notice of said election was given as provided by the charter of the City of Modesto and by the laws of the State of California in respect thereto and all the provisions of the law and of the charter relative to the calling and holding and giving notice of said election were complied with, and the Council now so finds, and

WHEREAS, said special election was on the 23rd day of February, 1926, duly held in all respects in conformity with the laws of the State of California, the charter of the City of Modesto, the ordinances of said city, and the resolution calling said special election, and

WHEREAS; the proper officers of said election returned to and filed with the City Clerk of said City of Modesto returns of said election, which said returns were duly opened and canvassed by the City Council of said City and the results of said election ascertained this 24th day of February, 1926, (being the first meeting of said council subsequent to the holding of said election.)

NOW, THEREFORE, it is hereby declared and found by the City Council that all the acts and things required by law and the ordinances of the City relative to the calling conducting and holding of said election to be done and performed have been done and performed; that the proper notice of said election was duly given; that the said special election was in every respect held and conducted as required by law; that the returns thereof were duly and regularly made and filed with the City Clerk and were duly opened and canvassed by the said City Council as required by law; that the results of said special election and the votes cast thereat for the proposition submitted were as follows:

For the Franchise, Yes 198 votes;

For the Franchise, No 13 votes;

That the total number of votes cast at said special election was 211; and that the affirmative of the proposition voted upon received more than 106 votes which was more than one-half of all the votes cast by the voters voting at said special election, and that the franchise proposed to be granted to said Pacific Telephone & Telegraph Company by Ordinance No. 282-N.3. was granted.

Be It Further Resolved that said Ordinance No. 282-N.3. is now in full force and effect.

The foregoing resolution was introduced by Councilman Boundey, who moved its adoption, which motion being duly seconded was carried by the following vote:

Ayes: Councilmen Boundey, Ustick, Mayor Elias

Noes: Councilmen None

Absent: Councilmen Brown, Oswald

The foregoing resolution is approved this 24th day of February, 1926.

Sol P. Elias
Mayor

Attest:

H. E. Gragg
City Clerk

RESOLUTION NO. 1080-N.3.

Be It Resolved, that the City Clerk is hereby authorized to pay all election officials the sum of \$5.00 each for their services at the election held on February 23rd, 1926,

Be It Further Resolved, that the City Clerk pay the sum of \$5.00 to Mrs. T. K. Beard and Sylvan S. Latz as a rental for the use of their buildings as polling places at said election.

The foregoing resolution was regularly introduced this 24th day of February, 1926, by Councilman Boundey, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Ustick, Mayor Elias

Noes: Councilmen None

Absent: Councilmen Brown, Oswald

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1081-N.3.

WHEREAS, Special Police Officer Strickland petitioned the City Council for an addition to his regular salary for the month of March, claiming that his duties demand such an increase,

THEREFORE, Be It Resolved, that Special Police Officer Strickland be allowed a raise of \$25.00 in salary for the month of March, 1926.

The foregoing resolution was regularly introduced this 24th day of February, 1926, by Councilman Boundey, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Ustick, Mayor Elias

Noes: Councilmen None

Absent: Councilmen Brown, Oswald

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1082-N.3.

Be It Resolved, that the City Council be adjourned until March 3rd, 1926, at 7:30 o'clock P.M.

The foregoing resolution was regularly introduced this 24th day of February, 1926, by Councilman Ustick, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Ustick, Mayor Elias

Noes: Councilmen None

Absent: Councilmen Brown, Oswald

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1083-N.3.

WHEREAS, and pursuant to Resolution No. 1075-N.3. fixing the time of March 3rd,

1926, at 7:30 o'clock P.M. for deciding upon the bids for a one (1) man power grader submitted on February 10th, 1926, and

WHEREAS, after due and careful consideration of the bids submitted, the bid of the Coast Road Machinery Company for a Russell Motor Patrol #2 Grader and Scarifier, Power-Fordson Tractor for the sum of \$2100.00, being the best bid submitted,

THEREFORE, Be It Resolved, that the bid of the Coast Road Machinery Company be accepted and that the Mayor and City Clerk be authorized to enter into a contract with the Coast Road Machinery Company for said grader, all in accordance with the bid submitted.

Be It Further Resolved, that the City Clerk be and he is hereby instructed to return to the unsuccessful bidders their certified checks which accompanied their bids.

The foregoing resolution was regularly introduced this 3rd day of March, 1926, by Councilman Boundey, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Ustick, Mayor Elias

Noes: Councilmen None

Absent: Councilmen Brown, Oswald

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1084-N.3.

WHEREAS, Mr. W. H. Abbott made application for a permit to install a gasoline tank to be used in conjunction with the tire and battery service at the northeast corner of 12th and H Streets on February 24th, 1926,

THEREFORE, Be It Resolved, that the City Clerk is hereby instructed to issue to Mr. W. H. Abbott a permit to build a gasoline station at the above mentioned location.

The foregoing resolution was regularly introduced this 3rd day of March, 1926, by Councilman Boundey, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Ustick, Mayor Elias

Noes: Councilmen None

Absent: Councilmen Brown, Oswald

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1085-N.3.

WHEREAS, the time for the annual vacations is drawing near the Fire Chief desires the services of an extra man during the vacation period,

THEREFORE, Be It Resolved, that Fire Chief Wallace be authorized to hire an extra man for the vacation period at the salary of the regular firemen.

The foregoing resolution was regularly introduced this 3rd day of March, 1926, by Councilman Ustick, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Ustick, Mayor Elias

Noes: Councilmen None

Absent: Councilmen Brown, Oswald

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1086-N.3.

WHEREAS, Mr. W. E. Bacon has made application to the City Council for a plumber's license and having complied with the provisions of Ordinance No. 204-N.3. Regarding the same,

THEREFORE, Be It Resolved, that the City Council accept the bond presented by Mr. Bacon and that he be granted a license as a master plumber in the City of Modesto.

The foregoing resolution was regularly introduced this 10th day of March, 1926, by Mayor Elias, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Mayor Elias

Noes: Councilmen None

Absent: Councilman Osvald

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1087-N.3.

WHEREAS, the Coast Road Machinery Company delivered to the City of Modesto a one (1) man power grader purchased from the Coast Road Machinery Company on March 3rd, 1926, and

WHEREAS, the City Engineer reports that the City has accepted delivery of this grader and that the same is entirely satisfactory,

THEREFORE, Be It Resolved, that the City Clerk be and he is hereby authorized to make the following settlement with the Coast Road Machinery Company when the same shall have been approved officially by the Coast Road Machinery Company: a check in the amount of \$1453.02 made payable to the Coast Road Machinery Company and a check in the amount of \$653.00 made payable to the Frank Paradis Company of Modesto, California, making a total of \$2116.02 as is evidenced by a bill presented to the City by the Coast Road Machinery Company and on file in the City Clerk's office, all in accordance with the bid submitted to the City of Modesto under date of February 10th, 1926,

Be It Further Resolved, that the City Clerk is also instructed to return to the Coast Road Machinery Company their certified check which accompanied their bid.

The foregoing resolution was regularly introduced this 10th day of March, 1926, by Councilman Boundey, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Mayor Elias

Noes: Councilmen None

Absent: Councilman Osvald

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1088-N.3.

WHEREAS, the Pacific Telephone & Telegraph Company has filed with the City Council its formal acceptance of the franchise awarded to said Pacific Telephone & Telegraph Company in accordance with the terms of Ordinance No. 232-N.3. which acceptance is executed

by the President and Secretary of said Pacific Telephone & Telegraph Company and bears the seal of said corporation,

THEREFORE, Be It Resolved that said acceptance be accepted and placed on file and that the Clerk of this Council be and he is hereby instructed to acknowledge receipt and filing of the same under the seal of the City and to transmit to said Pacific Telephone & Telegraph Company a certified copy of this resolution.

The foregoing resolution was introduced by Councilman Ustick who moved its adoption, which motion being duly seconded was carried and the resolution adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Mayor Elias

Noes: Councilmen None

Absent: Councilman Oswald

I, H. E. Gragg, City Clerk of the City of Modesto and Clerk of its Council, do hereby certify that the foregoing is a full, true and correct copy of a resolution introduced and adopted at a regular meeting of the Council of the City of Modesto, duly and regularly called and held on March 10th, 1926; that the same has never been cancelled, revoked or rescinded; that it is now and ever since has been in full force and effect and that it appears in full as above written on the official minutes of the said City Council.

IN WITNESS WHEREOF I have hereunto subscribed my name and affixed the official seal of said City of Modesto this 11th day of March, 1926.

H. E. Gragg
City Clerk and Clerk of
the City Council.

RESOLUTION NO. 1089-N. 3.

WHEREAS, Mrs. L. V. Rousseau presented a formal petition to the City Council accompanied by a diagram, petitioning the Council to grant her permission to install a gasoline pump on her property in Block B,

THEREFORE, Be It Resolved, that the City Council hereby grants permission to Mrs. L. V. Rousseau to install a gasoline pump as asked for in her petition, the installing of the same to be under the direction of the City Engineer and Fire Chief and the permit to be revokable at the will of the Council.

The foregoing resolution was regularly introduced this 10th day of March, 1926, by Councilman Ustick, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Mayor Elias

Noes: Councilmen None

Absent: Councilman Oswald

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1090-N.3.

WHEREAS, Mr. Charles Sizelove made a formal application to the City Council for a permit to operate a roller-skating rink on the property of Mr. S. Latz, known as Lots 1 to 5, Block 16, City of Modesto, and

WHEREAS, said petition states that Mr. Sizelove has consulted the nearest neighbors in regard to this skating rink and has received no objections to the same

THEREFORE, Be It Resolved, that Mr. Charles Sizelove be authorized to operate a roller-skating rink on the property described heretofore, the same to be under the supervision of the Chief of Police, said skating rink not to operate later than 10:00 P.M. and strict discipline to be maintained at all times.

The foregoing resolution was regularly introduced this 24th day of March, 1926, by Councilman Boundey, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Mayor Elias

Noes: Councilmen None

Absent: Councilman Oswald

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1091-N.3.

WHEREAS, Mr. Albert Oswald, Commissioner of Public Health and Safety, has submitted his resignation to the City Council due to his inability to devote proper attention to the duties of his office as a Councilman,

THEREFORE, Be It Resolved, that Mr. H. A. Trueblood be appointed to serve the unexpired term caused by the resignation of Commissioner Oswald.

The foregoing resolution was regularly introduced this 24th day of March, 1926, by Councilman Boundey, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Mayor Elias

Noes: Councilmen None

Absent: Councilman Oswald

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1092-N.3.

WHEREAS, Mr. Albert Oswald, Commissioner of Public Health and Safety, having resigned from his office in the City Council, and

WHEREAS, a re-arrangement of the heads of the departments is desired at this time

THEREFORE, Be It Resolved, that Commissioner Richard Ustick be and he is hereby appointed Commissioner of Public Health and Safety and that Mr. H. A. Trueblood be and he is hereby appointed Commissioner of Finance.

The foregoing resolution was regularly introduced this 24th day of March, 1926, by Mayor Elias, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1093-N. J.

WHEREAS, the resignation of Mr. Albert Oswald as Commissioner of Public Health and Safety has left the City Council without a Vice-President,

THEREFORE, Be It Resolved, that Commissioner Boundey be appointed as Vice-President of the City Council of the City of Modesto.

The foregoing resolution was regularly introduced this 24th day of March, 1926, by Mayor Elias, and upon being duly seconded, was upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1094-N.3.

WHEREAS, Mr. Clarence Hewell presented to the City Council for its approval a new plat or map of Block No. 210,

THEREFORE, Be It Resolved, that the City Council of the City of Modesto does hereby adopt and approve the map of Block No. 210 as presented by Mr. Hewell.

The foregoing resolution was regularly introduced this 24th day of March, 1926, by Mayor Elias, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1095-N.3.

RESOLUTION CANCELLING A CERTAIN ASSESSMENT.

The Veteran's Welfare Board having filed its petition with the City Council for the cancellation of the assessment of the City of Modesto for the fiscal year 1924 and 1925, upon lots 43 and 44 in block 351 of University Addition, Sub-tract No. 1 to the City of Modesto, according to the map thereof filed in the office of the County Recorder of Stanislaus County, California, on March 11, 1920, in Vol. 9 of Maps, page 28. And it appearing that said Veteran's Welfare Board is the owner of said property and is a public corporation, and that in accordance with Chapter 252, Statutes of 1925, the property owned by it is exempt from city assessment or taxation.

THEREFORE, BE IT RESOLVED that the assessment against said real property for the year 1924 and 1925, together with the penalties and costs attached thereto, be, and the same is, hereby cancelled, and the Tax Collector, Auditor and Clerk of the City of Modesto

are hereby directed to cancel said assessment, together with the penalties and costs upon the books and records of their office.

The foregoing Resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of March, 1926, by Councilman Ustick, who moved its adoption, which motion being duly seconded, was carried and the Resolution adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood and Mayor Elias

Noes: None

Absent: None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1096-N.3.

A RESOLUTION GRANTING THE MODESTO TERMINAL COMPANY A PERMIT TO LAY DOWN A SPUR TRACK ACROSS B STREET.

The Modesto Terminal Company having filed with this Council on March 10, 1926, its application in writing for a permit to construct a spur track and run cars thereon for the purpose of connecting warehouses, manufactories or other business industries and enterprises with the line of railroad which does now enter the City of Modesto, said spur track to cross B Street in said City of Modesto, County of Stanislaus, State of California, at a point between 9th and 10th Streets, the center line of said track to intersect and cross said B Street 140½ feet westerly from the westerly line of said 10th Street where the same abuts upon block 48 in said city, or as more particularly described in said petition in writing and shown on the map attached thereto; and said petition coming on regularly to be heard on this 24th day of March, 1926, at a regular meeting of said Council, and there being no objections or opposition to the granting of said petition; and it appearing that the facts stated in said petition are true,

THEREFORE, BE IT RESOLVED, by the Council of the City of Modesto that a permit be, and the same is, hereby granted said Modesto Terminal Company to lay down said spur track and to run cars thereon, as specified in said Petition.

This permit, however, is granted upon the following express conditions, for a violation of which the permit may be revoked:

(a) All of the conditions specified in Subdivision 60, Section 4, Article III of the Charter of the City of Modesto are made a part of this permit.

(b) The permittee shall maintain the paving and road bed on B Street where said track crosses B Street, and between the rails of said track, and for a distance of two feet on the outside of each rail, in good order and repair at its own cost and expenses, and the rails of said track shall be laid flush with the pavement now in place.

(c) The permittee shall make adequate provision to warn and protect traffic on B Street from danger resulting from the use of said spur track, or the operation of cars thereon, and shall at all times so use said spur track and so operate its cars thereon as not to delay impede or interfere with traffic on B Street.

(d) That this permit shall not be carried upon the books of the permittee or its assigns or successor as a physical asset, nor as an asset having any physical value.

(e) That said track shall be installed according to the directions, and under the

supervision, of the City Engineer of the City of Modesto. This permit shall be revocable at the pleasure of the City Council in accordance with the terms of the Charter.

The foregoing Resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of March, 1926, by Councilman Boundey who moved its adoption, which motion being duly seconded, was carried and the resolution adopted by the following vote:

Ayes: Councilmen Brown, Boundey, Ustick, Trueblood and Mayor Elias

Noes: None

Absent: None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1097-N.S.

WHEREAS, it has been reported that certain merchants in the City of Modesto claimed to have a permit from the City Council granting them the privilege to display their wares and merchandise upon the sidewalks of the City in front of their place of business,

THEREFORE, Be It Resolved, that all such permits be and the same are hereby declared annuled and revoked by the City Council of the City of Modesto.

The foregoing resolution was regularly introduced this 14th day of April, 1926, by Councilman Ustick and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1098-N.S.

WHEREAS, Mr. J. Harrison of 924 Washington Street, Modesto, presented a formal application to the Council for a permit to operate a pop-corn wagon adjacent to the Court-house Park at the corner of Eleventh and I Streets, and

WHEREAS, no objections being presented to the Council and the Council having no objections to the application presented by Mr. Harrison

THEREFORE, Be It Resolved, that Mr. J. Harrison of 924 Washington Street, Modesto, be and he is hereby granted a permit to operate a pop-corn wagon at the above mentioned location, when he shall have complied with the City Ordinance covering such concessions.

The foregoing resolution was regularly introduced this 14th day of April, 1926, by Councilman Ustick, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1099-N.3.

A Resolution Authorizing the Cancellation of Tax Sales #550, #551, #560, #561.

WHEREAS, on January 1st, 1883, Francisco Bruschi was the owner of Lots 30 and 31 in Block 33 of the City of Modesto, and Dimetra Bruschi was the owner of Lots 28, 29, and 32 in Block 33 of the City of Modesto, and

WHEREAS, on December 6, 1905, said property was sold for Modesto city taxes for the year 1905 to M. L. Cooper, being Certificate of Sale No. 550, as to Lots 28, 29, and 32, and Certificate of Sale No. 551, as to Lots 30 and 31 in Block 33, above described, and

WHEREAS, on December 10, 1906, said property was sold for Modesto city taxes for the year 1906, to M. L. Cooper, being Certificate of Sale No. 560, as to Lots 28, 29, and 32, and Certificate of Sale No. 561, as to Lots 30 and 31 in Block 33 of Modesto, above described, and

WHEREAS, M. L. Cooper became the owner in fee of the property above described by deed of record and that thereafter by mesne conveyances Mary Lambuth became the owner in fee and successor in interest to said M. L. Cooper, and

WHEREAS, on April 14th, 1926, the Stanislaus County Abstract Company by its' manager, Mr. J. J. Elliott, on behalf of its' client, Mary Lambuth, petitioned the City Council of the City of Modesto to cancel the following tax sales: #550, #551, #560, #561,

THEREFORE, Be It Resolved, that the City Council of the City of Modesto does hereby cancel said Tax sales #550, #551, #560, #561, as being against the above described property.

The foregoing resolution was regularly introduced this 14th day of April, 1926, by Councilman Ustick, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

- Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias
- Noes: Councilmen None
- Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1100 N.3.

Resolved that the City of Modesto lease and hire from H. E. McCauley one (1) certain Sterling 2½ ton truck with chassis only, year model 1919, Engine #37419; for a term of three months, beginning on April 15, 1926, at a rental of \$175.00 for the first month, \$175.00 for the second month and \$150.00 for the third month. Upon condition that after three months rental have been paid, as aforesaid, said H. E. McCauley shall transfer title to said truck to the City of Modesto.

Be it further resolved that the sums of money necessary to pay the rental on said truck, in the manner aforesaid, be, and the same are, hereby appropriated out of the general funds of the City of Modesto.

The Mayor and City Clerk are authorized and directed to enter into a contract with said H. E. McCauley pursuant to the terms of this Resolution.

The foregoing Resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of April, 1926, by Councilman Boundey, who moved its adoption, which motion being duly seconded, was upon motion carried and the Resolution adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Trueblood, Ustick and Mayor Elias

Noes: None

Absent: None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1101-N. 3.

RESOLVED that the City of Modesto lease and hire from H. E. McCauley one (1) certain Sterling 2½ ton truck with chassis only, year model 1918, Engine #33667; for a term of three months, beginning on April 15, 1926, at a rental of \$175.00 for the first month, \$175.00 for the second month and \$150.00 for the third month. Upon condition that after three months rental have been paid, as aforesaid, said H. E. McCauley shall transfer title to said truck to the City of Modesto.

BE IT FURTHER RESOLVED that the sums of money necessary to pay the rental on said truck, in the manner aforesaid, be, and the same are, hereby appropriated out of the general funds of the City of Modesto.

The Mayor and City Clerk are authorized and directed to enter into a contract with said H. E. McCauley pursuant to the terms of this Resolution.

The foregoing Resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of April, 1926, by Councilman Boundey, who moved its adoption, which motion being duly seconded, was upon motion carried and the Resolution adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Trueblood, Ustick and Mayor Elias

Noes: None

Absent: None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1102-N.3.

WHEREAS, Mr. Leo Plag presented a formal application to the City Council for permission to install a gasoline pump in front of his garage at the corner of Washington and Maple Streets in the City of Modesto,

THEREFORE, Be It Resolved, that Mr. Leo Plag be granted permission by the City Council to install said gasoline pump at the corner of Maple and Washington Streets, the same to be installed under the supervision of the Chief of the Fire Department and the City Engineer.

The foregoing resolution was regularly introduced this 28th day of April, 1926, by Councilman Ustick, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1103-N.3.

A Resolution Cancelling Certain Assessments heretofore levied for weed control.

WHEREAS, pursuant to an act of the Legislature of the State of California for the control of noxious and dangerous weeds, the Council did heretofore, to-wit: on the 30th day of April, 1925, pass its resolution declaring such weeds to be a nuisance, and providing for their eradication in the manner provided for by said act; and,

WHEREAS, thereafter, said nuisance having been abated, the report of the street superintendent covering the cost of said work was filed with the council, a time fixed for hearing the same, and there being no objections, the report was confirmed and the amounts of the cost for abating such nuisances in front of or upon the various parcels of land mentioned in said report, constituting special assessments therefor, became liens upon the various parcels of property therein described; and,

WHEREAS, certain errors were made in the descriptions of the various parcels of land so assessed, whereby the enforcements of all of said assessments became impossible and inequitable, and all of said assessments that are collectible and enforceable have been paid, and those that remain marked "Unpaid" are not collectible, and should not be collected, due to such errors;

NOW, THEREFORE, Be It Resolved that all of the assessments now remaining unpaid upon that certain assessment list made pursuant to said resolution No. 981, which said assessments were confirmed by a resolution of this Council dated the ____ day of _____, 1925, and numbered Resolution No. ____ N.3., be and they are hereby cancelled and annulled, and the City Clerk, Auditor and Tax Collector are hereby instructed to cancel all of the same upon the records of their respective offices.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of April, 1926, by Councilman Boundey, who moved its adoption, which motion being duly seconded was carried and the resolution adopted by the following vote:

- Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias
- Noes: Councilmen None
- Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1104-N. 3.

WHEREAS, it is the time of the year when the dry grass and weeds on the vacant property in the City of Modesto should be taken care of

THEREFORE, Be It Resolved, that the Fire Chief George E. Wallace, be and he is hereby authorized by the City Council of the City of Modesto to take charge of the work of burning and removing of weeds and grass from vacant property in the City of Modesto for the year of 1926, and that a nominal charge be made and a bill rendered to each property owner.

The foregoing resolution was regularly introduced this 23th day of April, 1926, by Councilman Boundey, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

- Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias
- Noes: Councilmen None
- Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1105-N.S.

WHEREAS, Mr. A. A. Fields appeared before the City Council on behalf of a committee recently appointed by the citizens in the Greater Modesto plan and outlined a plan which the committee had in mind of making a map of the territory adjacent to the City of Modesto for a distance of three miles, and

WHEREAS, a map such as contemplated will be of great value to the city, especially in the matter of laying out a new subdivision,

THEREFORE, Be It Resolved, that the City Engineer shall be and he is hereby authorized to procure such a map of the environs of the City of Modesto not exceeding a cost of \$125.00.

The foregoing resolution was regularly introduced this 28th day of April, 1926, by Mayor Elias, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1106-N.S.

WHEREAS, the Modesto Terminal Company has presented a formal application to the City Council for a 2" water connection at the alley line on the South side of "B" Street, between Eleventh and Twelfth Streets for the purpose of serving industries in Block R, and

WHEREAS, the Beard Land and Investment Company also presented an application to the Council for a 2" water connection at the alley line on the South side of Grant Street, between Granger and Grove Streets for the purpose of serving an industry on Lots One to Eight, Block Two Hundred Twenty-two,

THEREFORE, Be It Resolved, that the City Engineer be authorized to make the taps as applied for in the above applications.

The foregoing resolution was regularly introduced this 12th day of May, 1926, by Councilman Boundey, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1107-N. S.

WHEREAS, Mr. D. Lacazotte made application to the City Council for a permit to construct a Marquise awning on his property on the Easterly portion of Lots 1 to 4, Block 95,

THEREFORE, Be It Resolved, that the City Clerk be instructed to issue a building permit to Mr. Lacazotte for the building of this awning as specified in the application.

The foregoing resolution was regularly introduced this 12th day of May, 1926, by

Councilman Boundey, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1108-N.S.

WHEREAS, it has become the practice of a great many merchants and business houses in the City of Modesto to use a cooling system upon the roofs for the cooling of said buildings, and

WHEREAS, it has come to the attention of the Council that, in several instances, these systems have been installed and connected up to the water line without permission from the City Council,

THEREFORE, Be It Resolved, that all and any persons using any kind of a water cooling system for the cooling of buildings, shall install a meter for the measuring of the water used in such a system.

The foregoing resolution was regularly introduced this 12th day of May, 1926, by Councilman Boundey, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1109-N.S.

WHEREAS, several complaints have come to the City Council stating that lights should be placed over the bridge crossing the canal at the end of Laurel Street,

THEREFORE, Be It Resolved, that the City Engineer be and he is hereby instructed to install suitable lights over the above mentioned bridge.

The foregoing resolution was regularly introduced this 12th day of May, 1926, by Mayor Elias and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1110-N.S.

WHEREAS, Mr. J. M. Burke and Mr. George Covell appeared before the City Council, asking that permission be given them to construct a building on Lots 1 to 4, Block 67, the specifications and measurements for which do not conform strictly to the Building Ordinance now in force,

THEREFORE, Be It Resolved, that this matter go over until the next meeting of the Council which is set for Friday April 28th, 1926.

The foregoing Resolution was regularly introduced this 26th day of May, 1926, by Mayor Elias, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes; Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1111-N.S.

WHEREAS, the occasion presented itself to have the flag-pole on the Railroad Reservation repaired, and

WHEREAS, Commissioner A. N. Brown advanced the money to pay for the labor of repairing said flag-pole,

THEREFORE, Be It Resolved, that the City Council does hereby instruct the City Clerk to reimburse Mr. Brown in the sum of \$10.00 as advanced by him for the repairing of the flag-pole.

The foregoing resolution was regularly introduced this 28th day of May, 1926, by Mayor Elias and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1112-N. S.

A RESOLUTION GRANTING THE BEARD LAND & INVESTMENT COMPANY THE RIGHT TO CONSTRUCT CERTAIN SPURS AND INDUSTRIAL TRACKS ACROSS CERTAIN STREETS AND ALLEYS IN THE CITY OF MODESTO.

The Beard Land & Investment Company, a corporation, having filed with this Council its application in writing for a permit to construct certain spurs and industrial tracks across certain streets and alleys in the City of Modesto, and of operating trains and running cars over and upon such tracks for the purpose of connecting warehouses, manufactories or other business industries or enterprises with certain lines of railroad which do now enter the City of Modesto; all in accordance with said application and the map or plat of the proposed tracks filed and submitted therewith. And said application coming on regularly to be heard on the 26th day of May, 1926, at a regular meeting of said Council, and there being no objection or opposition to the granting of said application, and it appearing that the averments therein set forth are true,

THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a permit be, and the same is, hereby granted to said Beard Land & Investment Company to lay down said spur tracks and industrial tracks and to run cars and operate trains thereon upon, over and across the following described streets and alleys, and at the points or locations herein specified, to-wit:

1. Across Willow Street so that the center line of the proposed track would run from at or near the northwest corner of Lot 11 in Block 220 to a point at or near the northeast corner of Lot 10 in Block 221.
2. Across the alley in Block 221 so that the center line of said proposed track will run through or near the center line running northeast and northwest through lots 8 and 15 in said Block 221.
3. Across Grove Street so that the center line of said proposed track will cross said street on or near the northeast and southwest center line of lot 15, in Block 221, extended.
4. Across the alley in Block 222 so that the center line of the proposed track will be on or near the northeast and southwest center line of lot 8, in said block 222, extended.
5. Across Granger Street so that the center line of the proposed track will run approximately from the northwest corner of lot 17 in Block 222 to five feet southeast of southeast corner of lot 4 in block 223.
6. Across Willow Street at or near the line running northeast and southwest through lot 8 in Block 221 and lot 8 in Block 220.
7. Across the alley in Block 220 at or near the line running northeast and southwest through Block 220, extended.

This permit, however, is granted upon the following express conditions, for a violation of any of which the permit may be revoked:

- (a) All of the conditions specified in Subdivision 60, Section 4, Article III of the Charter of the City of Modesto are made a part of this permit.
- (b) The permittee shall maintain streets and alleys between said tracks, and for two feet on each side thereof, on the same grade and in the same condition as the surface of the balance of said streets and alleys.
- (c) The permittee shall make adequate provision to warn and protect traffic on said streets and alleys from danger resulting from the use of said spur tracks, or the operation thereof.
- (d) This permit shall not be carried upon the books of the permittee or its successors or assigns as a physical asset, nor as an asset having any physical value.
- (e) Said tracks shall be installed according to the direction and under the supervision of the City Engineer of the City of Modesto.
- (f) This permit shall be revokable at the pleasure of the City Council in accordance with the terms of the City Charter.

The foregoing Resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of May, 1926, by Councilman Boundey who moved its adoption, which motion being duly seconded, was carried and the Resolution adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Trueblood, Ustick and Mayor Elias

Noes: None

Absent: None

Approved: May 29th, 1926.

Sol P. Elias
Mayor of the City of Modesto.

I, H. E. Gragg, City Clerk of the City of Modesto, to hereby certify that the fore-

going is a full, true and correct copy of Resolution #1112 N.S. adopted by the Council of the City of Modesto at a regular meeting of said Council held on May 28th, 1926.

H. E. Gragg
City Clerk

RESOLUTION NO. 1113-N. 3.

A RESOLUTION GRANTING THE MODESTO TERMINAL COMPANY A PERMIT TO LAY DOWN A SPUR TRACK ACROSS THE ALLEY BETWEEN BLOCK 100 and BLOCK 223 IN THE CITY OF MODESTO.

The Modesto Terminal Company having filed with this Council its application in writing for a permit to construct a spur track and run cars thereon for the purpose of connecting warehouses, manufactories or other business industries or enterprises with a line or railroad which does now enter the City of Modesto, said spur track to cross the extreme southerly end of that certain alley lying between block 100 and block 223 in the City of Modesto, as more particularly described in said written application, and shown on the plat accompanying the same; and said Petition coming on regularly to be heard on this 28th day of May, 1926, at a regular meeting of said Council, and there being no objection or opposition to the granting of said Petition, and it appearing that the averments set forth in said Petition are true,

THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a permit be, and the same is, hereby granted to said Modesto Terminal Company to lay down said spur track and to operate trains and run cars thereon, as specified in said Petition.

This permit, however, is granted upon the following express conditions, for a violation of any of which the permit may be revoked:

(a) All of the conditions specified in Subdivision 60, Section 4, Article III of the Charter of the City of Modesto are made a part of this permit.

(b) This permit shall not be carried upon the books of the permittee, or its assigns or successors, as a physical asset, nor as an asset having any physical value.

(c) Said track shall be installed according to the direction and under the supervision of the City Engineer of the City of Modesto.

(d) This permit shall be revocable at the pleasure of the City Council in accordance with the terms of the City Charter.

The foregoing Resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of May, 1926, by Councilman Boundey who moved its adoption, which motion being duly seconded, was carried and the Resolution adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Trueblood, Ustick and Mayor Elias

Noes: None

Absent: None

Approved: May 29, 1926.

Sol P. Elias
Mayor of the City of Modesto.

I, H. E. Gragg, City Clerk of the City of Modesto, do hereby certify that the foregoing is a full, true and correct copy of Resolution # 1113 N. S. adopted by the Council of the City of Modesto at a regular meeting of said Council held on May 29th, 1926.

H. E. Gragg
City Clerk

WHEREAS, Mr. A. Fields and others petitioned the City Council to make an extension from 'D' Street to Grand Street, and

WHEREAS, the City Council, having viewed the street where the proposed extension is to be made and have agreed to the making of the extension when certain conditions have been complied with,

THEREFORE, Be It Resolved, that the above extension of 'D' Street to Grand Street shall be authorized by the City Council when the necessary land shall have been provided, free of cost, to the City of Modesto for the making of this extension.

Be It Further Resolved, that the City Council will take the necessary steps to see that the above extension is carried forward when the above conditions have been complied with.

The foregoing resolution was regularly introduced this 28th day of May, 1926, by Mayor Elias and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1115-N.3.

WHEREAS, on May 26th, 1926, Mr. J. M. Burke, an architect from Stockton, together with Mr. George Covell asked the City Council for a building permit which did not conform to the Building Ordinance now in force in the City of Modesto,

THEREFORE, Be It Resolved, that the said permit asked for by the above mentioned Mr. Burke and Mr. Covell be and the same is hereby declared not granted.

The foregoing resolution was regularly introduced this 28th day of May, 1926, by Mayor Elias and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1116-N.3.

WHEREAS, the Beard Land & Investment Company asked the City Council for permission to raise the sidewalks on a level with the loading platforms in the industrial section on South Tenth Street,

THEREFORE, Be It Resolved, that the Beard Land & Investment Company be and they are hereby granted permission to construct raised sidewalks on a level with their loading platforms on Tenth Street at the corner of "B" Street and in front of Lots 12 to 16, Block 75,

said sidewalk not to be over 8 feet wide.

The foregoing resolution was regularly introduced this 28th day of May, 1926, by Mayor Elias and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1117-N. 3.

WHEREAS, the time has arrived for the employing of auditors to audit the books and accounts of the City for the fiscal year ending June 30th, 1926,

THEREFORE, Be It Resolved, that the accounting firm of Messrs. Brotherton, Thomas & Company be and the same are hereby employed to audit the books for the fiscal year ending June 30th, 1926.

The foregoing resolution was regularly introduced this 9th day of June, 1926, by Mayor Elias and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1118-N. 3.

WHEREAS, in the opinion of Mayor Elias, the time has arrived when the Council should take some action toward the building of a municipal swimming pool in the City of Modesto,

THEREFORE, Be It Resolved, that the City Engineer be instructed to prepare a rough sketch and a cost of the building of a swimming pool to be created on the proposed site of the old elk park.

The foregoing resolution was regularly introduced this 9th day of June, 1926, by Mayor Elias and upon being duly seconded, was upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1119-N.S.

WHEREAS, the City Council recently passed an Ordinance doing away with the center of 'I' Street as a parking place for jitneys and taxi-cabs and,

WHEREAS, it became necessary to find a new location for the said jitneys and taxi-cabs,

THEREFORE, Be It Resolved, that the Commissioner of Public Health and Safety and the Chief of Police be and the same are hereby appointed to designate a place and location to used by the said taxi-cabs and jitneys.

The foregoing resolution was regularly introduced this 9th day of June, 1926, by Councilman Ustick and upon being duly seconded, was upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1120-N. S.

WHEREAS, Mr. W. F. Haney has filed with the City Council a formal application for the installation of a gasoline pump on the sidewalk in front of his place of business at 1414 9th Street, said pump to be used only for the filling of cars used in his business,

THEREFORE, Be It Resolved, that Mr. W. F. Haney be granted permission to install said pump in front of his place of business at 1414 9th Street for the above mentioned purpose.

The foregoing resolution was regularly introduced this 23rd day of June, 1926, by Councilman Ustick, and upon being duly seconded was upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1121-N.S.

WHEREAS, the Modesto City School Board filed a formal application with the City Council for a 2" water tap to be used at the Seventeenth Street School,

THEREFORE, Be It Resolved, that the Modesto City School Board be granted a 2" water tap as set forth in said petition.

The foregoing resolution was regularly introduced this 23rd day of June, 1926, by Councilman Boundey, and upon being duly seconded was upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1122-N.S.

WHEREAS, the City of Modesto published a notice inviting sealed bids for official printing and publishing for the year of 1926-27, beginning July 1st, 1926, and

WHEREAS, one bid from the Modesto News-Herald was presented accompanied by a certified check in the sum of Fifty Dollars (\$50.00) as a guarantee of a satisfactory contract,

THEREFORE, Be It Resolved, that the Modesto News-Herald, a newspaper of the City of Modesto, is hereby made the official paper of the City of Modesto for the fiscal year beginning July 1st, 1926, and ending June 30th, 1927.

Be It Further Resolved, that the City Attorney is hereby authorized to make a contract to that effect to be executed by the parties concerned therein.

The foregoing resolution was regularly introduced this 23rd day of June, 1926, by Councilman Boundey, and upon being duly seconded was upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1123-N.S.

A RESOLUTION CREATING THE OFFICE OF SARGEANT OF POLICE IN THE POLICE DEPARTMENT OF THE CITY OF MODESTO.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MODESTO that the position of Sargeant of Police in the Police Department of the City of Modesto be, and the same is, hereby created and the Chief of Police is authorized and empowered to appoint a suitable person to the position of Sargeant of Police; said appointment, however, to be with the approval of the Commissioner of Public Health and Safety of the City of Modesto and to be filed in the office of the City Clerk.

The salary of the Sargeant of Police shall be the sum of \$135.00 per month, payable in the same manner as other employees of the City are paid.

The duties of said Sargeant of Police shall be such as may be assigned by him by the Chief of the Police Department.

The foregoing Resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 1926, by Councilman Ustick, who moved its adoption which motion being duly seconded was carried and the Resolution adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1124-N.S.

A RESOLUTION fixing the salaries or compensation of employees and assistants in the City Clerk's Office.

BE IT RESOLVED, By the Council of the City of Modesto, That from and after July 1, 1926, the employees in the City Clerk's Office shall be designated in the following manner, and shall be paid the following salaries or compensation:

The Assistant City Clerk, One hundred and sixty (\$160.) Dollars per month;

The Assistant Tax and License Collector, One hundred and twenty-five (\$125.) Dollars per month;

The Stenographer in the City Clerk's Office, One hundred and ten (\$110.) Dollars per month;

One Clerk in the City Clerk's Office, One hundred and ten (\$110.) Dollars per month.

Said salaries shall be payable monthly in the same manner as the salaries of the other officers and employees of the City are paid.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto, held on July 14, 1926, by Councilman Mayor Elias, who moved its adoption, which motion being duly seconded was carried and the resolution adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Approved, July 14, 1926.

Sol P. Elias

Mayor.

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1125-N. S.

A RESOLUTION Fixing the Compensation of the Police Sergeant and the Patrolmen on the Police force in the City of Modesto:

BE IT RESOLVED By the Council of the City of Modesto, That from and after July 1, 1926, the salary or compensation of sergeant in the Modesto Police Department shall be the sum of One Hundred and Fifty (\$150.) Dollars per month, and that the salary of each patrolman shall be the sum of One hundred and Forty-five (\$145.) Dollars per month, payable monthly in the same manner as the salaries of other officers and employees of said City are paid; provided, however, that said sergeant and said patrolmen shall be required to provide and furnish their own uniforms without any cost to the City therefor.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto, held on July 14, 1926, by Councilman Ustick, who moved its adoption, which motion being duly seconded was carried and the resolution adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Approved, July 14, 1926.

Attest: H. E. Gragg
City Clerk

Sol P. Elias
Mayor

RESOLUTION NO. 1126-N.3.

A RESOLUTION Fixing the Compensation of the Firemen in the Modesto Fire Department

BE IT RESOLVED By the Council of the City of Modesto: That from and after July 1, 1926, the salaries or compensation of the members of the fire department, who are classed as paid firemen, shall be the sum of one hundred and forty dollars each per month, payable in the same manner, monthly, as the salaries of other employees of the City are paid

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto, held on July 14, 1926, by Councilman Mayor Elias, who moved its adoption, which motion being duly seconded was carried, and the resolution adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias
Noes: Councilmen None
Absent: Councilmen None

Approved, July 14, 1926.

Sol F. Elias
Mayor

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1127- N. 3.

WHEREAS, Reverend Harry Black has made a formal application to the City Council to hold services in a tent on a lot at 13th and 'D' Streets,

THEREFORE, Be It Resolved, that the Reverend Harry Black be granted permission to hold services ina tent at a lot at 13th and 'D' Streets.

The foregoing resolution was regularly introduced this 14th day of July, 1926, by Councilman Ustick, and upon being duly seconded was upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Ustick, Brown, Trueblood, Mayor Elias
Noes: Councilmen None
Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1128- N. 3.

WHEREAS, this is the time set in published notice of July 3rd, 1926, for the opening of bids for cast iron pipe, and

WHEREAS, there were six (6) bids for said cast iron pipe submitted which were duly opened, and

WHEREAS, the City Council desires more time to consider these bids,

THEREFORE, Be It Resolved, that the bids submitted be placed under consideration by the City Council until Wednesday, July 28th, 1926.

The foregoing resolution was regularly introduced this 14th day of July, 1926, by Councilman Boundey, and upon being duly seconded was upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: E. E. Gragg
City Clerk

RESOLUTION NO. 1129- H.3.

WHEREAS, this is the time set in published notice of July 3rd, 1926, for the opening of bids on an air compressor, Fordson tractor, and hoist, and

WHEREAS, there were six (6) bids submitted which were duly opened, and

WHEREAS, the City Council desires more time in which to consider these bids,

THEREFORE, Be It Resolved, that the bids submitted for the above mentioned equipment be placed under consideration by the City Council until Wednesday, July 28th, 1926.

The foregoing resolution was regularly introduced this 14th day of July, 1926, by Councilman Boundey, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1130-K. 3.

WHEREAS, this is the time set for the awarding of the contract on cast iron pipe, advertised for under date of July 3, 1926, and

WHEREAS, the City Council has carefully reviewed all bids submitted,

THEREFORE, Be It Resolved, that the bid of the Grinnell Company for the above mentioned equipment be accepted at a price of Two Thousand Six Hundred Seventy-six Dollars and Thirty Cents (\$2676.30) and that the Mayor and City Clerk be authorized to enter into a contract with the Grinnell Company as per price and specifications submitted.

Be It Further Resolved, that the City Clerk be authorized to return to all other bidders their certified checks which accompanied their bids.

The foregoing resolution was regularly introduced this 28th day of July, 1926, by Councilman Boundey, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1131-N.3.

WHEREAS, this is the time set for the awarding of the contract on an air compressor, Fordson tractor, and hoist and,

WHEREAS, certain conditions having arisen after the Council decided to ask for bids on the above mentioned equipment which required postponing the purchase of said equipment,

THEREFORE, Be It Resolved, that the City Council postpone the buying of said compressor, tractor and hoist, at this time and rejecting all bids submitted and authorizing the City Clerk to return to said bidders their certified checks which accompanied their bids.

The foregoing resolution was regularly introduced this 23th day of July, 1926, by Councilman Boundey, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias
Noes: Councilmen None
Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1132-N. 3.

WHEREAS, Mr. W. A. Harter, on behalf of the United Bank & Trust Company, appeared before the City Council asking permission to remove a certain cable stretched across Tenth Street and fastened to the United Bank & Trust Company building,

THEREFORE, Be It Resolved, that the United Bank & Trust Company is hereby authorized to have said cable removed.

The foregoing resolution was regularly introduced this 23th day of July, 1926, by Councilman Ustick, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias
Noes: Councilmen None
Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1133-N. 3.

A Resolution adjusting the compensation of Employees in the Department of Public Works.

Be It Resolved, by the Council of the City of Modesto, That from and after August 1, 1926, the following Employees in the Department of Public Works shall be designated as follows, and shall be paid the following salaries or compensation.

Deputy Supt. of Div. of Electricity	210.00
Deputy Inspector of Buildings	175.00
Transitman	175.00
Draftsman	150.00
Pump Operators (3)	160.00

Said salaries shall be payable monthly in the same manner as the salaries of the other Officers and Employees of the City are paid.

The foregoing Resolution was introduced at a regular meeting of the Council of the City of Modesto, held on the 28th day of July, 1926, by Councilman Boundey, who moved it's adoption, which motion being duly seconded was carried and the Resolution adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Approved, July 28th, 1926.

Sol P. Elias
Mayor

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1134-N. 3.

WHEREAS, the necessity has arisen for an additional motorcycle in the Police Department,

THEREFORE, Be It Resolved, that Commissioner Ustick be and he is hereby authorized to lease a motorcycle for use in the Police Department.

The foregoing resolution was regularly introduced this 28th day of July, 1926, by Mayor Elias, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1135-N. 3.

WHEREAS, the necessity has arisen for an additional Ford roadster in the Department of Public Works

THEREFORE, Be It Resolved, that Commissioner Boundey be and he is hereby authorized to lease a Ford roadster for use in the Department of Public Works.

The foregoing resolution was regularly introduced this 28th day of July, 1926, by Mayor Elias, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1136-N.3.

WHEREAS, Rinehart Brothers made a formal application to the City Council for permission to install a private gasoline tank and pump at 714 14th Street,

THEREFORE, Be It Resolved, that Rinehart Brothers be given permission to install the above mentioned pump, the installation of the same to be under the supervision of the Fire Chief and the City Engineer.

The foregoing resolution was regularly introduced this 11th day of August, 1926, by Mayor Elias, and upon being duly seconded, was upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1137-N. S.

WHEREAS, a telephone is necessary at Graceada Park,

THEREFORE, Be It Resolved, that the City Engineer be and he is hereby authorized to install a telephone at the above mentioned park.

The foregoing resolution was regularly introduced this 11th day of August, 1926, by Mayor Elias, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1138-N. S.

WHEREAS, the Modesto Terminal Company has made application for an 1½" water tap in Block 75, Lots 28 to 32,

THEREFORE, Be It Resolved, that the Modesto Terminal Company be granted an 1½" water tap as specified in said application.

The foregoing resolution was regularly introduced this 11th day of August, 1926, by Councilman Boundey and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1139-N.S.

WHEREAS, the City Engineer advised that the tennis court in the Maze-Wren Park and the tennis court in the West Side or Beard Park should be paved and that the tennis court in the Graceada Park should be resurfaced,

THEREFORE, Be It Resolved, that the City Engineer be and he is hereby instructed to prepare plans and specifications for the carrying out of the above mentioned work.

The foregoing resolution was regularly introduced this 11th day of August, 1926, by Councilman Boundey, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

- Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias
- Noes: Councilmen None
- Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1140-N.S.

WHEREAS, numerous complaints have been submitted to the City Council regarding the disagreeable odors emanating from the plant of the Buriem Products Company,

THEREFORE, Be It Resolved, that the City Attorney be requested to ascertain and inform the Council at the next regular meeting what action should be taken by the Council in order to abate the above mentioned odors.

The foregoing resolution was regularly introduced this 11th day of August, 1926, by Councilman Boundey and upon being duly seconded was, upon roll call, finally adopted by the following vote:

- Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias
- Noes: Councilmen None
- Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1141-N. S.

WHEREAS, the firm of Brotherton, Thomas & Company, Auditors, having finished their audit of the City's books for the fiscal year ending June 30th, 1926, which report has been submitted to the Mayor and placed on file in the City Clerk's office, and

WHEREAS, said auditing report has been presented to the City Council,

THEREFORE, Be It Resolved, that the report of the Brotherton, Thomas & Company be accepted as filed.

The foregoing resolution was regularly introduced this 11th day of August, 1926, by Councilman Trueblood and upon being duly seconded was, upon roll call, finally adopted by the following vote:

- Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias
- Noes: Councilmen None
- Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1142-N.S.

WHEREAS, Mr. Carl Austin, Chrysler motor dealer, made a formal request to the City Council for permission to install an underground gasoline tank of 120 gallon capacity upon his premises at the intersection of Tenth and L Streets, the same to be placed between the curb and sidewalk outside of the building and the pump to be placed inside the building and to be used for their own private business uses,

THEREFORE, Be It Resolved, that Mr. Austin be authorized to proceed with the installation of the above mentioned pump under the supervision of the City Engineer and Fire Chief.

The foregoing resolution was regularly introduced this 25th day of August, 1926, by Councilman Ustick and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick and Trueblood

Noes: Councilmen None

Absent: Mayor Elias

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1143-N.S.

Be It Resolved, that the City Auditor be authorized to transfer Fifty Thousand (\$50,000.00) Dollars from the Water Fund to the General Fund.

The foregoing resolution was regularly introduced this 25th day of August, 1926, by Councilman Trueblood and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick and Trueblood

Noes: Councilmen None

Absent: Mayor Elias

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1144-N.S.

WHEREAS, the City Engineer has submitted plans and specifications for the paving of a tennis court in the Maze-Wren Park and a tennis court in the West Side or Beard Park and the re-surfacing of a tennis court in the Graceada Park, and

WHEREAS, said plans and specifications meet with the approval of the City Council,

THEREFORE, Be It Resolved, that the plans and specifications be adopted as submitted for the above mentioned work.

The foregoing resolution was regularly introduced this 25th day of August, 1926, by Councilman Brown, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick and Trueblood

Noes: Councilmen None

Absent: Mayor Elias

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1145-N.S.

WHEREAS, the plans and specifications for the improvement of tennis courts in the City of Modesto have been presented and adopted by the City Council,

THEREFORE, Be It Resolved, that the City Clerk be authorized to advertise for bids for the paving of a tennis court in the Maze-Wren Park and a tennis court in the West Side or Beard Park and the re-surfacing of a tennis court in the Graceada Park.

The foregoing resolution was regularly introduced this 25th day of August, 1926, by Councilman Brown, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick and Trueblood

Noes: Councilmen None

Absent: Mayor Elias

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1146-N. S.

RESOLUTION AUTHORIZING THE SALE OF PERSONAL PROPERTY.

Whereas, the following described personal property belonging to said City of Modesto has become unfit and unnecessary for the use of the City, to-wit:

- 3 Gravel Wagons, 2 Wagons with 700 gal. tanks,
- 3000 lbs. more or less, of scrap cast-iron,
- 500 lbs. more or less, of scrap wrought iron;
- 150 lbs. more or less, of scrap brass,
- 3 head of horses and two sets of harness,

and

Whereas, the City Clerk has heretofore, pursuant to the verbal direction of the City Commissioners, caused said property to be offered for sale at public auction, pursuant to the terms of the Charter,

THEREFORE, Be It Resolved, that a sale of said property be, and the same is, hereby authorized and approved, and the act of the City Clerk in offering said property for sale and of the City Engineer in selling said property be, and the same are, hereby approved and ratified.

The foregoing Resolution was introduced at a regular meeting of the Council of the City of Modesto held on August 25, 1926, 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, Ustick and Trueblood

Noes: Councilmen None

Absent: Mayor Elias

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1147-N.S.

WHEREAS, the Modesto Junk Company petitioned the City Council for permission to remove its' junk-yard from its present location at 1312 Ninth Street to a permanent building on the Southern Pacific Railroad reservation between N and O Streets, facing 9th Street, City of Modesto,

THEREFORE, Be It Resolved, that the City Council hereby grants permission to the said Modesto Junk Company to remove its' place of business to the above mentioned location.

The foregoing resolution was regularly introduced this 8th day of September, 1926, by Councilman Ustick, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1148-N. S.

WHEREAS, the City Council having advertised for bids for the improvement of tennis courts in the Maze-Wren, Beard and Graceada Parks, more fully described in specifications submitted for said work,

THEREFORE, Be It Resolved, that the said City Council hereby rejected all of said proposals or bidsexcept that next herein mentioned and hereby awards the contract to the Standard Paving Company at the prices named in their bid.

The foregoing resolution was regularly introduced this 8th day of September, 1926, by Mayor Elias, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1149-N. S.

Be It Resolved, that the salary of Charles Boyd, caretaker of the City's dumps, be raised to One Hundred Ten (\$110) Dollars per month, dating from September 1st, 1926.

The foregoing resolution was regularly introduced this 8th day of September, 1926, by Mayor Elias, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1150-N.S.

WHEREAS, the City Council passed a resolution No. 1146-N.S. on August 25th, 1926, providing for the sale of unfit and unnecessary property owned by the City of Modesto, THEREFORE, Be It Resolved, that a one 12 ft. grader be included in said Resolution No. 1146-N.S.

The foregoing resolution was regularly introduced this 8th day of September, 1926, by Councilman Boundey, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias
Noes: Councilmen None
Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1151-N.S.

WHEREAS, Ordinance No. 295-N.S. having been introduced and ordered printed at a regular meeting of the Council on the 8th day of September, 1926, and having been published as required by the Charter, coming on for final adoption this 22nd day of September, 1926, and

WHEREAS, the City Council was undecided as to the advisability of passing this ordinance, at this time,

THEREFORE, Be It Resolved, that the final adoption of Ordinance No. 295-N.S. be postponed until the next regular meeting of the Council.

The foregoing resolution was regularly introduced this 22nd day of September, 1926, by Mayor Elias, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias
Noes: Councilmen None
Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1152-N.S.

WHEREAS, Rose Brothers have made application to the City Council for permission to install a private gasoline pump at their place of business, 303 Tenth Street,

THEREFORE, Be It Resolved, that Rose Brothers be granted permission to install the above mentioned pump under the supervision of the City Engineer and Fire Chief.

The foregoing resolution was regularly introduced this 22nd day of September, 1926, by Councilman Boundey, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias
Noes: Councilmen None
Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1153-N.3.

WHEREAS, the Modesto Terminal Company made application to the City Council for permission to construct a raised sidewalk, eight feet wide, on Tenth Street, across Lots 24 to 32, inclusive, in Block 75, City of Modesto,

THEREFORE, Be It Resolved, that the City Council hereby grants permission to the Modesto Terminal to construct the above mentioned sidewalk.

The foregoing resolution was regularly introduced this 22nd day of September, 1926, by Mayor Elias, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1154-N. S.

WHEREAS, the budgets of the various departments of the City have previously been submitted for their requirements for 1926 and 1927, and

WHEREAS, such budgets, after having been amended, are presented for further consideration,

BE IT RESOLVED, that the budgets as amended for the period 1926-27 be adopted.

The foregoing resolution was regularly introduced this 22nd day of September, 1926, by Mayor Elias and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1155-N.3.

WHEREAS, pursuant to the advertising for bids on a motorcycle for use in the Police Departments, 2 bids were submitted, and

WHEREAS, it is decided that the bid of the Johnson Cyclery for one Harley-Davidson motorcycle for the amount of \$414.00 is the lowest and best bid submitted,

THEREFORE, Be It Resolved, that the bid of the Johnson Cyclery be accepted for a Harley-Davidson motorcycle for use in the Police Department of the City of Modesto.

Be It Further Resolved, that the City Clerk return to the unsuccessful bidder, his certified check which accompanied his bid.

The foregoing resolution was regularly introduced this 22nd day of September, 1926 by Councilman Ustick, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1156-N.3.

WHEREAS, a committee was appointed by the Mayor on July 14th, 1926, for the investigation of fleet insurance on the City's automobiles, and

WHEREAS, this committee has made a formula of a policy which they desired to have written, setting forth the kind of coverage that they desired placed upon the City's fleet of automobiles, and

WHEREAS, this committee made known the fact to the various insurance agencies that they would receive bids for the insuring of the City's fleet of cars as per the specifications outlined, and

WHEREAS, the bids were filed with the City Council on September 22nd, 1926,

THEREFORE, Be It Resolved, that the bids are hereby received and that a report be made to the Council at an adjourned meeting on Wednesday, September 29th, 1926.

The foregoing resolution was regularly introduced this 22nd day of September, 1926, by Mayor Elias, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1157-N.3.

WHEREAS, the City Engineer was instructed by the City Council on September 8th, 1926, to draw plans and specifications for the paving of Ninth Street, from the M.I.D. Lateral #4 to the Tully Road, and

WHEREAS, the plans and specifications have been presented to the Council by the City Engineer and have been found satisfactory,

THEREFORE, Be It Resolved, that the plans and specifications for the paving of Ninth Street, from the M.I.D. Lateral #4 to the Tully Road be and the same are hereby accepted.

The foregoing resolution was regularly introduced this 22nd day of September, 1926, by Councilman Boundey and upon being duly seconded, was upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1158-N.3.

Be It Resolved, that the meeting of the City Council be adjourned until Wednesday, September 29th, 1926.

The foregoing resolution was regularly introduced this 22nd day of September, 1926, by Mayor Elias and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1159-N.3.

WHEREAS, pursuant to the advertising for bids for the paving of Ninth Street, from the M.I.D. Lateral #4 to the City Limits, and this being the time set for the opening of said bids, and

WHEREAS, there was one bid on file,

THEREFORE, Be It Resolved, that the bid of the Standard Paving Company be accepted as per prices submitted in their bid for the paving of Ninth Street, from the M.I.D. Lateral #4 to the City Limits.

The foregoing resolution was regularly introduced this 29th day of September, 1926, by Councilman Boundey and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1160-N.S.

WHEREAS, Mr. Gray Leet appeared before the City Council, on behalf of the American Legion, asking permission to use the Aviation Field of the City of Modesto for a display of fireworks on Armistice Day, November 12th, 1926,

THEREFORE, Be It Resolved, that the City Council hereby grants permission to the American Legion to use the Aviation Field on November 12th, 1926, for a display of fireworks.

The foregoing resolution was regularly introduced this 29th day of September, 1926, by Councilman Ustick and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1161-N.S.

A RESOLUTION AUTHORIZING FLEET INSURANCE AND OTHER INSURANCE COVERAGE FOR MUNICIPAL CARS.

Whereas, in response to requests for informal bids therefor, certain insurance brokers have submitted to the city their bids for Fleet coverage for the city's motor vehicles, for coverage for the contingent liability of the city on privately owned cars used in the city's business by its employees, and Fire and Theft Insurance, and,

Whereas, all of said bids have been referred to a Committee appointed for that purpose, which Committee has reported in favor of the acceptance of the offer presented by Thompson & King,

NOW THEREFORE, BE IT RESOLVED that the report of said Committee be, and the same is, hereby accepted and approved and that said insurance be awarded to said Thompson & King and their policies therefor accepted at the prices named therein; subject, however, to the eliminations and adjustments recommended by said Committee, to-wit: That the Studebaker Touring Car of the Fire Chief and the Chandler Touring Car of the Assistant Fire Chief be eliminated from the Fleet Insurance Policy and added to the contingent Liability Policy with appropriate adjustment of premium; that the same cars be eliminated from the Fire and Theft Policy; and that Theft Insurance be eliminated on the following motor vehicles, to-wit:

3 Seagrave Pumpers,
1 Oldsmobile Truck,
1 Pope Hartford Chemical,
1 Mack Flusher
1 Pageol 2 ton Truck,
1 Elgin Sweeper,
1 Russell Fordson Grader,
1 Holt Tractor.

BE IT FURTHER RESOLVED that the City Clerk be, and he is, hereby authorized to make the eliminations and adjustments aforesaid, and

BE IT FURTHER RESOLVED that the bill of Thompson & King for said insurance be paid; the necessary funds therefor being hereby appropriated out of the General Fund.

The foregoing Resolution was introduced at a regularly adjourned meeting of the Council of the City of Modesto held on the 29th day of September, 1926, by Councilman Ustick who moved its adoption which Motion being duly seconded and the Resolution adopted by the following vote:

Ayes: Councilmen Brown, Boundey, Ustick, Trueblood and Mayor Elias

Noes: None

Absent: None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1162-N.S.

WHEREAS, Mr. W. A. Harter appeared before the Council, on behalf of the Boys' Band, asking permission to use a portion of the Fair Grounds on which to erect a building to be used by the Boys' Band,

THEREFORE, Be It Resolved, that the Boys' Band be granted a revokable permit for the use of a portion of the Fair Grounds for the erection of a building to be used by said organization.

Be It Further Resolved, that the site for said building be selected by the Commissioner of Public Health and Safety and be erected under the supervision of the City Engineer and be so erected that it may be removed at the will of the Council.

The foregoing resolution was regularly introduced this 29th day of September, 1926, by Mayor Elias and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1163-N.3.

WHEREAS, the Trustees of the Modesto City Library have appeared before the Modesto City Council and have informed them that the said Trustees have, in behalf of the City of Modesto, negotiated for the purchase of a certain piece of property, lots 29 to 32, inclusive, Ely 43 ft. Block 113, from Helen M. Parshall for a cash consideration of Five Thousand (\$5000.00) Dollars for library extension purposes, and

WHEREAS, the said Trustees have requested the City Council to ratify, approve and confirm their action in the presences,

THEREFORE, Be It Resolved, that the City Council of the City of Modesto, now duly convened, commend the said Trustees for their foresight in the aforesaid matter and hereby confirm, approve and ratify the action of the said Trustees.

The foregoing resolution was regularly introduced this 5th day of October, 1926, by Mayor Elias and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1164-N.3.

WHEREAS, Mr. C. D. Van Dersen of the Borden Milk Co. appeared before the Council requesting permission to stretch an election banner across 10th Street at I Street,

THEREFORE, Be It Resolved, that Mr. Van Dersen be permitted to stretch the above mentioned banner across the intersection of 10th and I Streets with the provision that the same shall be removed as soon as it has served its' purpose.

The foregoing resolution was regularly introduced this 13th day of October, 1926, by Councilman Boundey and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1165-N.3.

WHEREAS, Mr. Frances Hoover, having presented an ordinance on October 13th, 1926, providing for the supervision and regulation of motor busses in the City of Modesto, at which time, the same was referred to the City Attorney, and

WHEREAS, the City Attorney has not completed his investigation of the same,

THEREFORE, Be It Resolved, that action upon the above mentioned ordinance be postponed until the City Attorney had had further time to review the same.

The foregoing resolution was regularly introduced this 27th day of October, 1926, by Mayor Elias and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1166-N.3.

WHEREAS, Mr. C. W. Maze submitted a formal application to the City Council requesting permission to connect to the City water and sewer system at his property situated on the west of Franklin Street between Locust and Stanislaus Streets,

THEREFORE, Be It Resolved, that permission be granted Mr. C. W. Maze to make the above connection when all rules and regulations governing the same have been complied with.

The foregoing resolution was regularly introduced this 27th day of October, 1926, by Mayor Elias and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1167-N.3.

WHEREAS, Fire Chief Wallace informed the Council, at this time, that he had an application for renting the garage at Firehouse No. 3 for a rental fee of \$3.00 per month,

THEREFORE, Be It Resolved, that Fire Chief Wallace be instructed to rent the garage at Firehouse No. 3 for the sum of \$3.00 per month, the money for the same to be collected by the Fire Chief and turned into the City Treasurer.

The foregoing resolution was regularly introduced this 27th day of October, 1926, by Mayor Elias and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1168-N.S.

WHEREAS, it has come to the attention of the City Council that the caretaker of the Modesto City Dumps is in need of living quarters at the dumps,

THEREFORE, Be It Resolved, that the City Engineering Department be instructed to procure material and hire the necessary labor to build a small cottage at the City Dumps to be used by the caretaker of the same.

The foregoing resolution was regularly introduced this 27th day of October, 1926, by Mayor Elias and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1169-N.S.

WHEREAS, the City Engineer reported that by changing the parking angle on J Street, between Ninth and Eleventh Streets, considerable space could be saved,

THEREFORE, Be It Resolved, that the parking angle on J Street, between Ninth and Eleventh Streets, be changed from an angle of 45 degrees to an angle of 30 degrees.

The foregoing resolution was regularly introduced this 27th day of October, 1926, by Councilman Ustick and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1170-N.S.

WHEREAS and pursuant to the advertising for bids for a tractor, there being one bid that of L. F. Grimsley, Inc., and

WHEREAS, the Council proceeded to open and canvas the same of one "Caterpillar" "30" Tractor complete either with seat on top or seat on rear, equipped with canopy top for Three Thousand Dollars (\$3,000), F.O.B. San Leandro, Calif.,

THEREFORE, Be It Resolved, that the City Council does hereby accept the bid of L. F. Grimsley, Inc., for one "Caterpillar" "30" Tractor as specified in their bid for the sum of Three Thousand Dollars (\$3,000), F.O.B. San Leandro, California.

Be It Further Resolved, that when the tractor shall have been received by the City of Modesto and accepted by F. W. McCarton, City Engineer, and E. J. Boundey, Commissioner of Public Works, the City Treasurer is hereby instructed to draw a warrant in the amount of

Three Thousand Dollars (\$3,000) payable to L. F. Grimsley, Inc., and that the City Clerk is hereby authorized to return to the successful bidder their certified check.

The foregoing resolution was regularly introduced this 10th day of November, 1926, by Councilman Boundey, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1171-N.S.

WHEREAS, the City Engineer reported that, in his opinion, there were places in the City of Modesto where there was a considerable waste of water due to the fact that they were not on a meter,

THEREFORE, Be It Resolved, that the City Engineer be and he is hereby authorized that whenever it is, in his opinion, advisable to install a meter, he should do so.

The foregoing resolution was regularly introduced this 10th day of November, 1926, by Mayor Elias, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1172-N.S.

WHEREAS, it appears that from the complaint of Mr. Stanley Kerr living on 5th Street, between G and H Streets, that there are no sidewalks on Lots 17, 18, Block 24, owned by the Estate of Sam Tripliss and on Lots 27, 28, Block 24, owned by G. M. Bowman, and

WHEREAS, at this time, the City Engineer also reported that there were stretches of sidewalks on 10th Street that needed to be put in as follows: Lots 25, 26, Block 67, owned by Martha E. Tucker and Eva M. McMahon and Lots 23 to 27, Block 67, owned by S. J. Kounias,

THEREFORE, Be It Resolved, that the City Clerk be and he is hereby instructed to notify the above mentioned property owners that these sidewalks must be put in in a reasonable length of time, otherwise, the City will have to order the same in and charge it to the property.

The foregoing resolution was regularly introduced this 10th day of November, 1926, by Councilman Boundey, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1173-N.S.

WHEREAS, the reports of the various departments of the City of Modesto for the month of October, 1926, were filed with the Council for approval and the Council, having reviewed the same,

THEREFORE, Be It Resolved, that the monthly reports of the various departments for the month of October, 1926, be filed in the City Clerk's office.

The foregoing resolution was regularly introduced this 10th day of November, 1926, by Councilman Boundey, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1174-N.S.

WHEREAS, Helen M. Parshall and H. R. Parshall have executed and delivered to the City of Modesto a deed of conveyance for the easterly 43 feet of lots 29, 30, 31 and 32, in block 113 of the City of Modesto, and,

WHEREAS, said property has been purchased by the City of Modesto from said Helen M. Parshall and H. R. Parshall, and has been paid for and is intended to be used for library purposes,

NOW THEREFORE, BE IT RESOLVED that said deed of conveyance be accepted by the City of Modesto and that said City of Modesto consent to the execution and recordation of the same.

The foregoing Resolution was introduced at a regular meeting of the Council of the City of Modesto, held on the 10th day of November, 1926, by Councilman Mayor Elias who moved its adoption, which motion being duly seconded was carried and the Resolution adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1175-N. S.

WHEREAS, the City Engineer, F. W. McCarton, has been confined at his home for the past two months on account of illness, and

WHEREAS, the City Auditor, H. E. Gragg, desires authority to continue the paying of his salary during his illness,

THEREFORE, Be It Resolved, that the City Auditor and City Treasurer are hereby authorized and directed to continue paying the salary of the City Engineer until further orders from the City Council.

The foregoing resolution was regularly introduced this 24th day of November, 1926, by Councilman Ustick, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Mayor Elias

Noes: Councilmen None

Absent: Councilman Trueblood

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1176-N. S.

Be It Resolved, that when the City Council of the City of Modesto adjourn, it adjourn to meet in adjourned regular session on December 1st, 1926, at the Council Chamber at 7:30 P.M.

The foregoing resolution was regularly introduced this 24th day of November, 1926, by Mayor Elias, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Mayor Elias

Noes: Councilmen None

Absent: Councilman Trueblood

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1177-N.S.

Be It Resolved, that the City Council of the City of Modesto, adjourn until Wednesday, December 1st, 1926, at 7:30 P.M. in the Council Chamber, 717 Tenth Street.

The foregoing resolution was regularly introduced this 24th day of November, 1926, by Mayor Elias, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Mayor Elias

Noes: Councilmen None

Absent: Councilman Trueblood

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1178-N.S.

A Resolution instructing the City Tax Collector to cancel Tax Sale #53 upon his records.

WHEREAS, the law firm of Hawkins & Hawkins addressed a communication to the City Council asking that a certain tax sale being Tax Sale #53 against Lots 4, 5, Block 86, in the City of Modesto, be cancelled by an order from the Council, Mr. Hawkins claiming that, through a tax sale some years ago, the City had received taxes upon this property.

THEREFORE, Be It Resolved, that the City Tax Collector be and he is hereby instructed to cancel Tax Sale #53 upon his records.

The foregoing resolution was regularly introduced this 8th day of December, 1926, by Councilman Boundey, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias
Noes: Councilmen None
Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1179-N. S.

A Resolution finally adopting Ordinance No. 302-N.S.

WHEREAS, Ordinance No. 302-N.S. entitled "An Ordinance regulating and relating to the construction, erection, maintenance and use of billboards in the City of Modesto, and licensing and regulating the occupation of maintaining billboards and outdoor advertising, providing penalties for the violation of the same and repealing all ordinances or parts thereof in conflict therewith, being introduced at a/^{adjourned}regular meeting of the Council on December 1st, 1926, and

WHEREAS, said ordinance having been published and printed as required by the Charter, coming on for final adoption at this date,

THEREFORE, Be It Resolved, that Ordinance No. 302-N.S. be finally adopted.

The foregoing resolution was regularly introduced this 8th day of December, 1926, by Mayor Elias, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias
Noes: Councilmen None
Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1180-N. S.

A Resolution accepting the bid of the Western Pipe & Steel Company for one (1) sand trap for the City of Modesto.

WHEREAS and pursuant to the advertising for bids for a sand trap on November 26th, 1926, there being three bids on file and

WHEREAS, the Council proceeded to open and canvass the same, and

WHEREAS, the Council decided that the bid of the Western Pipe & Steel Company was the lowest and best bid of the three submitted,

THEREFORE, Be It Resolved, that the Council hereby accepts the bid of the Western

Pipe & Steel Company for 1 riveted steel sand trap 55½" O.D. by 15' 11-1/8" long overall; 3/4" plate complete with nozzles, flanges, couplings, manhole and deflection plates, as shown on blueprint for the sum of \$1280.00.

Be It Further Resolved that the Mayor and City Clerk be authorized to enter into a contract with the Western Pipe & Steel Company and authorizing the City Clerk to return to the unsuccessful bidders their certified checks. Also authorizing the City Clerk to draw a warrant in favor of the Western Pipe & Steel Company for the sum of \$1280.00 when the above mentioned sand trap shall have been received and accepted by the City Engineer and Commissioner of Public Works.

The foregoing resolution was regularly introduced this 8th day of December, 1926, by Councilman Boundey, and upon being seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1181-N. S.

RESOLVED, that Commissioner Brown be and he is hereby instructed to purchase the necessary requirements of hay for the City for the ensuing year.

The foregoing resolution was regularly introduced this 8th day of December, 1926, by Mayor Elias, and upon being seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1182-N. S.

WHEREAS, the lamp contract for street lamps for the City of Modesto is about to expire, and

WHEREAS, the Modesto Electric Company has made an application for the contract for the ensuing year,

THEREFORE, Be It Resolved, that the Mayor and City Clerk be and they are hereby instructed to sign a contract with the Modesto Electric on a \$600.00 basis for the City's lamp requirements for the ensuing year, said contract to become effective February 1st, 1926.

The foregoing resolution was regularly introduced this 22nd day of December, 1926, by Mayor Elias, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1183-N.3.

WHEREAS, Mr. F. W. McCarton, City Engineer of the City of Modesto, has this day submitted his resignation as City Engineer of the City of Modesto,

THEREFORE, Be It Resolved, that said resignation be accepted by the City Council of the City of Modesto to take effect on the 1st day of January, 1927.

The foregoing resolution was regularly introduced this 22nd day of December, 1926, by Councilman Boundey, and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1184-N.3.

WHEREAS, Mr. E. Taylor whose place of business is 922 H Street, has requested the City Council to provide a no-parking space in front of said business,

THEREFORE, Be It Resolved, that a 'no-parking' space be created in front of Mr. Taylor's place of business at 922 H Street during the time in which he is loading and unloading merchandise at said place of business.

The foregoing resolution was regularly introduced this 22nd day of December, 1926, by Councilman Ustick and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1185-N.3.

WHEREAS, Commissioner Ustick reported that it had been called to his attention by the Fire Department and the Electrical Department that, during their round of inspection, they had discovered a great many places where the wiring was defective and dangerous,

THEREFORE, Be It Resolved, that the Electrical Department be authorized to notify all property owners and tenants where the electric wiring is found defective that they will

be given a reasonable length of time in which to correct and make safe said defective wiring. Otherwise, said defective wiring will be condemned by the City Electrician.

The foregoing resolution was regularly introduced this 22nd day of December, 1926, by Councilman Ustick and being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias
Noes: Councilmen None
Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1186-N. S.

WHEREAS, an agreement and understanding was made on August 10th, 1926, between the City Engineer's office and the Board of Supervisors relative to the lighting and maintaining of electroliers around the courthouse park for the sum of \$500.00 per year,

THEREFORE, Be It Resolved, that the City Attorney be and he is hereby instructed to prepare a contract for the lighting and maintaining of the electroliers around the park for the sum of Five Hundred (\$500.00) Dollars per year and present the same to the Board of Supervisors for their signatures.

The foregoing resolution was regularly introduced this 22nd day of December, 1926, by Mayor Elias and upon being duly seconded was, upon roll call, finally adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias
Noes: Councilmen None
Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1187-N.S.

Whereas, Ordinance #302-N.S. Entitled: "An Ordinance regulating and relating to the construction, erection, maintenance and use of Bill-Boards in the City of Modesto, and licensing and regulating the occupation of maintaining Bill-Boards and outdoor advertising, providing penalties for the violation of the same and repealing all Ordinances, or parts thereof, in conflict therewith" was finally passed and adopted by this Council on the 8th day of December, 1926, and time for the filing of a referendum against the same will expire on December 23, 1926, and

Whereas, no referendum has as yet been filed, and

Whereas, said Ordinance provides for the payment of certain license fees and other charges quarter-annually,

NOW THEREFORE, the Council does hereby order and direct that in event no referendum be filed against said Ordinance prior to the expiration of the time therefor, so that said Ordinance becomes effective on or about December 24, 1926, then and in that event, the first license fees and charges taxable and collectible under said Ordinance shall begin on

the first day of January, 1927, and shall be payable quarterly thereafter. All license and other fees that might under the provisions of said Ordinance be earned by or payable to the said City of Modesto, prior to the first day of January, 1927, shall be remitted to the licensees.

The foregoing Resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1926, by Mayor Elias 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, Ustick, Trueblood, and Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk

RESOLUTION NO. 1188-N. S.

A Resolution appointing and designating the City Engineer.

Whereas, by reason of the resignation of the present incumbent of the office of City Engineer, which becomes effective on January 1, 1927, a vacancy will exist in that office,

THEREFORE, be it resolved that F. J. Rossi be and he is hereby appointed City Engineer of the City of Modesto, effective January 1, 1927, upon taking the oath of office and executing a bond as required by law, said appointment to remain in effect until the further order of the Council. The offices specified in Ordinance No. 237-N.3., together with the powers and duties specified in said Ordinance, are included in this appointment.

The foregoing Resolution was introduced at a special meeting of the Council of the City of Modesto, duly called and held on the 28th day of December, 1926, by Councilman Boundey, who moved its adoption, which motion being duly seconded was carried and the Resolution adopted by the following vote:

Ayes: Councilmen Boundey, Brown, Ustick, Trueblood, Mayor Elias

Noes: Councilmen None

Absent: Councilmen None

Attest: H. E. Gragg
City Clerk