

The Council met in regular meeting.

Present- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

In the Matter of Minutes:

The minutes of the last regular meeting of Dec. 27th, 1911 were read and the same ordered approved as read.

In the Matter of Petition:-

To the Honorable Mayor and Board of Council  
Of the City of Modesto:-

The undersigned, citizens of Modesto, hereby request that you enforce the laws against prostitution in this city and that by resolution you authorize and instruct the City Attorney to bring suits by injunction, or otherwise, against the owners, proprietors, or inmates of any houses of prostitution in this City.

Attorney W. J. Brown presented the petition which was in twenty sections and contained about 724 signatures. Attorney Brown dwelt at some length on the necessary steps to take and the state law relating to houses of prostitution. At the conclusion of Attorney Brown's address Councilman Swan introduced and moved the adoption of Resolution No. 51 N.S. The motion was seconded by Councilman Moss and the resolution adopted by unanimous vote. The Resolution is as follows:

Resolution No. 51 N. S.

WHEREAS, a petition has been this date presented and filed with this Council, asking that the Council pass a resolution authorizing the City Attorney to proceed, by injunction or otherwise, against the owners, proprietors or inmates of houses of prostitution, for the purpose of abating the same, and

WHEREAS, it is the sense of this Council that the proper procedure has not been followed in said matter, and that the proper procedure would be to request the said Council to submit the matter to a vote of the people as provided by the provisions of the Charter of this City.

THEREFORE, be it resolved by the Council of the City of Modesto as follows:-

That said petition be placed on file and that the parties presenting the same be advised to bring the matter before the Council in the manner provided by Article XIII of the Charter of this City.

Introduced and adopted at a regular meeting of the Council of the City of Modesto, held on the 10th day of January 1912, by the following vote:  
Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes- None. Absent- None.

Attest: W. O. Thompson,  
City Clerk.

Approved this 10th day of January, 1912.

G. J. Wren,  
Mayor.

In the Matter of Stret Light:

The petition of R. T. Bush, C. C. Smith and others for a stret light at the intersection of Needham and Orange Avenues was upon motion duly moved, seconded and carried, referred to the Commissioner of Public Works with power to act.

ORDINANCE NO. 15 N. S.

An ordinance entitled "An ordinance regulating the laying down and construction of sidewalks in the City of Modesto under private contract" and which was regularly introduced, adopted and passed to print by the Council on the 27th day of December, 1911 and having been published as required by law, Councilman Schafer moved its final adoption. The motion was seconded by Councilman Swan and the Ordinance adopted, final, by unanimous vote.

In the Matter of Steam Road Roller:-

Mr. S. S. Smith, representative of the Port Huron Machinery Co. was before the Council to effect a settlement for the roller which the City has rented under an agreement to purchase. Mr. Smith was asked to submit his proposition in writing and file the same with the City Clerk.

In the Matter of Claims:-

The following claims against the City of Modesto were duly audited, by the council and warrants ordered drawn upon the following funds, to-wit: and allowed

GENERAL FUND.

Sierra & S. F. Power Co.....	Light and supplies-----	\$90.00
Port Huron Machine Co .	Rent of Road Roller -----	590.00
Port Huron Machine Co.....	Merchandise-----	22.80
Klint, Bean & Co.....	Auditing Books of City-----	600.00
Pacific Tel. & Bl. Co.....	Telephone Service-----	10.95
Modesto Evening News-----	Printing and Publishing-----	220.40
Dozier & Leiter -----	Fireman's Uniforms, etc. -----	100.00
Patrick & Co. -----	Brass Stencil -----	1.80
Little, Brown & Co. -----	Merchandise -----	32.50
Johnson's Inc. -----	Stationery -----	3.25
Morris Bros. -----	Merchandise -----	10.55
W. O. Thompson -----	Cash Advanced -----	7.68
The Muener -----	Books -----	46.00
Wm. A. Beatty & Co. -----	Merchandise -----	10.50
Stanislaus Lodge #206 -----	Benches -----	40.00
A. B. Bernhard -----	Typewriter -----	40.00

General Fund Cont'd.

Prof. Hyde	Expenses	\$4.60
R. O. May	Erroneous Assessment	7.20
H. Gratz	Transferring	1.25
J. W. Campbell & Sons	Surrey Hire	4.00
W. E. Shaw	Street Sprinkling	54.00
George Wallace	Cash Advanced	7.00
A. S. Dingley	Auto hire	4.00
A. S. Dingley	Board of Prisoners	25.75
Van Aken & Trueblood	Labor and Material	22.20
Joe Blanc	Blacksmithing	16.35
J. H. Pinckney	Blacksmithing	4.40
Harter & Hogeboom	Horseshoeing	8.75
Ira Harris	Blacksmithing	3.90
Farmers & Merchants Bank	Cash Advanced	12.50
Farmers & Merchants Bank	Cash Advanced	911.20
L. D. Austin	Horseshoeing	9.50
Modesto French Laundry	Laundry	7.60
W. I. Carpenter	Expenses to Fresno	8.10
The Grange Co.	Bran & Crushed Barley	11.85
Modesto Electric Fixture Co.	Flash Lights	5.00
Samson Iron Works	Shaft	12.50
Stockton Iron Works	Merchandise	86.24
C. R. Zacharias	Labor & Material	54.30
Standard Oil Co.	Gasoline	21.75
Modesto Repressed Brick Co.	Merchandise	35.00
Geo. H. Freitas	Cash Advanced	7.40
Modesto Lumber Co.	Lumber	52.50
Modesto Lumber Co.	Lumber	.44
Modesto Lumber Co.	Lumber	7.06
W. B. Wood & Son	Supplies	12.00
Modesto Gas Lt. Coal & Coke Co.	Gas	15.15
Modesto Gas Lt. Coal & Coke Co.	Crude Oil	15.15
Modesto Gas Lt. Coal & Coke Co.	Crude Oil	45.50
Turner Hardware & Impl. Co.	Merchandise	12.85
W. B. Wood & Son	Supplies	23.15
H. E. Burt	Transferring	.50
H. J. Downey	Merchandise	6.55
		<u>\$3363.62</u>

SEWER IMPROVEMENT FUND.

Farmers & Merchants Bank	Cash Advanced	\$362.25
Bishop, Stevenson & Co.	Extra Material & Labor on Sewer	20.58
Bishop, Stevenson & Co.	Labor Sewer Contract	1103.51
United Iron Works	Manhole Castings	43.50
Stanislaus Lumber Co.	Lumber, Cement, etc.	248.22
		<u>\$1778.06</u>

WATER FUND.

Modesto Gas Lt. Coal & Coke	Power	\$26.60
Crane Co.	Supplies	94.44
W. B. Wood & Son	Supplies	3.50
Donkin & Bacon	Merchandise	14.88
Home Construction Co.	Labor & Material	1.95
J. H. Pinckney	Blacksmithing	6.70
Sierra & S. F. Power Co.	Light and Power	174.45
Modesto Lumber Co.	Cement	1.50
Modesto Repressed Brick	Brick and Oil	10.00
The Grange Co.	Weighing	3.30
Pacific Tel. & Tel. Co.	Telephone Service	6.85
H. H. Severin	Labor and Material	7.25
		<u>\$351.42</u>

*St Intersection # 2 1146<sup>87</sup> Howard St Parking Co*

In the foregoing claims an item of \$11.99 on the demand of the Stanislaus Lumber Company was referred to the Commissioner of Public Supplies for investigation and his "O. K."

In the Matter of Reports:

Councilman Schafer reported adversely upon the application of the Choral Society for a donation from the Music and Promotion Fund in as much as any and all entertainments given by the Choral Society were not without charge. Whereupon H. B. Rice addressed the Council on behalf of the Choral Society and agreed to give one free entertainment. Councilman Schafer then moved that the Choral Society be allowed \$25.00 per month for five months. The motion was seconded and carried by the following vote:  
 Ayes- Councilmen Perley, Schafer and Mayor Wren.  
 Noes- Councilmen Moss and Swan.

Councilman Schafer reported that the county supervisors had refused to grant permission to the City to construct hitching racks on "H" and "I" Streets adjoining the Court House block.

In the Matter of reconstruction, enlargement and extension of the Modesto City Water System:-  
 Engineers Roberts and Denicke having submitted plans and estimates for the reconstruction, enlargement and extension of the Modesto City Water System and the same having been examined by the Council, were adopted by unanimous vote.

The following resolutions of Intention were introduced and unanimously adopted by the Council:

Resolution of Intention No. 52 N.S.

The Council of the City of Modesto do hereby resolve as follows:

RESOLVED: that it is hereby determined by the Council of the City of Modesto that the public interest and public necessity of the said City of Modesto demand the construction and acquisition of certain public improvements in and for the said City of Modesto, which said public improvements are described as follows, to-wit:-

The reconstruction, enlargement, and extension of the Modesto City Water System for the better supplying of water for the use of the said City and its inhabitants by the acquisition and purchase of land for the purpose of boring wells and the erection of pumping plants and other necessary machinery; the acquisition of rights of way; the purchase and installation of adequate pumps and other necessary machinery and apparatus; the purchase and laying of water pipe sufficient to furnish adequate fire pressure and better water service for said City of Modesto, and the construction and erection of necessary buildings for the proper operation of said Modesto City Water System; the said reconstruction, enlargement and extension of said water system to be in accordance with plans and estimates for the same, theretofore adopted and now on file in the office of the City Clerk of said City of Modesto.

That the estimated cost of said improvements is eighty two thousand five hundred dollars (\$82,500).

That the reconstruction, enlargement and extension of the water system of said City of Modesto, as aforesaid, is necessary and convenient to carry out the objects, purposes and powers of the said City of Modesto, and the cost of said improvements will be too great to be paid out of the ordinary annual income and revenue of the said City of Modesto.

Be it further resolved, that this resolution be printed and published in the Modesto News, a newspaper printed and published in the said City of Modesto, for at least two days.

Resolution No. 53 N. S.

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

That it is necessary in order to protect said City from damage by fire that more pumping facilities be obtained until the water system of said City can be reconstructed and extended.

BE IT FURTHER RESOLVED that the Commissioner of Public Supplies be and he is hereby authorized and directed to enter into a contract with the Modesto Gas, Coal and Coke Company, a corporation, for the leasing of that certain well located on lots 22, 23 and 24 Block 71 of the City of Modesto and known as the "Cressey Well" with the appurtenances thereunto belonging, said lease to be for four (4) months at a monthly rental not to exceed One Hundred and Twenty Five Dollars, payable at the end of each and every month during the term of said lease.

In the Matter of Band Concerts:

A communication was received from F. E. Johnson relative to band concerts to be given in the park the coming season, and remuneration for said concerts, read and ordered placed on file.

Upon motion the Council adjourned.

Attest:

H. O. Thompson  
City Clerk.

Approved:

G. J. Wren  
Mayor.

Council of the City of Modesto,  
Tuesday, Jan. 16th, 1912.  
4.30 o'clock P. M.

The Council met in special session at the call of the Mayor, written notice having been delivered to each of the Councilmen and duly acknowledged as required by Ordinance No. 2 N. S. of the City of Modesto.

Present- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

The meeting was called by order of the Mayor for the purpose of introducing an ordinance calling a special election to vote bonds of said City of Modesto in the sum of \$82,500 for the purpose of reconstructing, enlarging and extending the water system of the said City of Modesto.

The meeting being duly called to order, the Mayor read Proposed Ordinance No. 16 N.S. entitled " Ordinance calling a Special Election of the City of Modesto, County of Stanislaus, State of California, for the purpose of submitting to the qualified voters of the said City of Modesto, a proposition to incur a bonded indebtedness to pay the cost of certain municipal improvements, in and for said City of Modesto, which said improvements are necessary and convenient to carry out the objects, purposes and powers of said City, and the cost of which said improvements will be too great to be paid out of the annual income and revenue of said City."

The foregoing entitled ordinance having been read, was regularly introduced and

and adopted by the unanimous vote of the Council and approved by the Mayor.  
Upon motion the Council adjourned.

Attest:

J. O. Thompson  
City Clerk.

Approved:

H. J. Wren  
Mayor.

Council of the City of Modesto,  
Wednesday, Jan. 24th, 1912.

The Council met in regular meeting.

Present- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

In the Matter of Minutes:-

The minutes of the last regular meeting of Jan. 10th, 1912 and the minutes of the special called meeting of Jan. 16th, 1912 were read and the same ordered approved as read.

In the Matter of Sewer extension:-

A petition from resident property owners in Block 101 situated between 13th and 14th; "D" and "E" Streets petitioning the Council to extend the City Sewer System through said block was read and ordered placed on file, action to be taken as the earliest possible moment.

In the Matter of Completion of Sewer Contract by Bishop, Stevenson & Co.:-

Bishop, Stevenson & Co. submitted and filed a written statement notifying the Council that they had completed their contract with the City of Modesto on the Sewer System on Jan. 24th 1912. Whereupon Councilman Perley moved that the City Engineer be instructed to make a thorough inspection of the work done by Bishop, Stevenson & Co. and file his report with the Mayor as soon as convenient. The motion was seconded, carried and so ordered.

In the Matter of Parking Mapleing Avenue:-

W. K. Bassett was before the Council on behalf of the property owners on Mapleine Avenue and requested that the residents be granted permission to construct and maintain a park ten feet in width in the middle of the street. Mr. Bassett wished to get an expression from the Council and later will submit a proposition in writing.

#### Resolution No. 40. N.S.

The following resolution was introduced by Councilman Perley who moved its adoption. The motion was seconded and the resolution adopted by a unanimous vote.

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

That whereas, it is contemplated that certain improvements be made upon "I" Street from the northeast line of Third Street to the southwest line of Eighth Street, except the intersections, and also excepting the north half of "I" Street between Fifty and Sixth Streets in the City of Modesto, and it is hereby desired to secure plans and specifications and an estimate from the City Engineer of the City of Modesto as to the cost of such contemplated improvements,

IT IS HEREBY RESOLVED that the said City Engineer be, and he is hereby ordered to furnish plans, specifications and an estimate of the proposed cost and improvement to be made in the paving of said street with asphaltic concrete.

#### Engineer's Estimate.

In compliance with the foregoing resolution of the Council the City Engineer submitted and filed plans and specifications and his estimate of the cost of paving said portion of "I" Street, certifying that the cost thereof will be greater than fifty cents per front foot along each of said portions of said street.

#### Plans and Specifications.

as prepared and submitted by City Engineer George Freitas, adopted by resolution by unanimous vote as and for the plans and specifications for doing of said work.

#### Resolution of Intention No. 40 N.S.

providing for the grading, paving with asphalt concrete, cement concrete curbing and cement concrete gutters for "I" Street from the northeast line of Third Street to the southwest line of Eighth Street as more fully set forth in said Resolution of Intention No. 40 N.S. was read and introduced by Councilman Perley who moved the adoption of the Resolution. The motion was seconded by Councilman Moss and the Resolution declared adopted by the following vote:-  
Ayes: Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

In the Matter of Ordinance:-

#### Ordinance No. 16 N. S.

An ordinance entitled "Ordinance calling a special Election of the City of Modesto, County of Stanislaus, State of California, for the purpose of submitting to the qualified voters of the said City of Modesto, a proposition to incur a bonded indebtedness to pay the cost of

certain municipal improvements in and for said City of Modesto, which said improvements are necessary and convenient to carry out the objects, purposes and powers of said City, and the cost of which said improvements will be too great to be paid out of the annual income and revenue of said City."

The foregoing entitled Ordinance No. 16 N. S. having been regularly introduced and adopted by the Council and passed to print Jan. 16th, 1912 and having been published as required by law, Councilman Moss moved its final adoption. The motion was seconded by Councilman Schafer and the ordinance adopted, final, by the following vote:

Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

Noes- None. Absent- None.

In the Matter of Water Service for Standard Oil Co.:-

Upon motion by Councilman Perley it is ordered that the former action of the Council be ratified and that the Standard Oil Co. be permitted to lay along the city streets the necessary one inch galvanized water pipe to connect their plant South of "B" Street and near the railroad reservation to the City water mains at the cannery block on "C" Street.

In the Matter of Sidewalk Construction:-

The City Clerk was instructed to send a second notice to the property owners who had not complied with Resolution No. 46 N.S. of the City Council in regards to the construction of cement sidewalks on "G", "H" and Sixth Streets as described in said Resolution.

In the Matter of Lease of "Cressey Well":-

G. P. Schafer, Commissioner of Public Supplies having in accordance with Resolution No. 53 N.S. of the Council of the City of Modesto, entered into an agreement with the Modesto Gas, Light, Coal and Coke Company, a corporation, for the lease of the "Cressey Well" for the term of four months from the 10th day of January 1912 at a monthly rental of One Hundred Twenty Five Dollars, with option to purchase said well and the appurtenances thereto and lots 22, 23 and 24 in Block 71 in which said well is situated, for the sum of \$9,000.00 and said instrument having been properly executed by Frank A. Cressey, President of the Modesto Gas, Light, Coal and Coke Co. and by G. P. Schafer, Commissioner of Public Supplies, for the City of Modesto, Councilman Perley moved that the action of the Commissioner of Public Supplies be ratified and that the lease be accepted and placed on file. The motion was seconded, carried and so ordered.

In the Matter of Completion of Liquefying Tank:-

Owing to the failure of the contractor, J.C. Armstrong, to complete his contract for the construction of the liquefying tank, Councilman Perley moved that the City Engineer be authorized and instructed to proceed at once with the completion of the Armstrong contract and report the cost thereof to the Council and that the amount thereof be deducted from the contract price also that the Engineer be authorized to do any other work that may be necessary to place said tank in successful operation. The motion was seconded, by Councilman Schafer, carried and so ordered.

In the Matter of Improvement on McHenry Ave. from "J" Street to City Limits:-

Councilman Perley reported upon the cost of improving McHenry Ave. from "J" Street to the City limits. Of the improvement and costs submitted by Councilman Perley, the Council approved of the plan of improvement of a twenty foot strip in the center of said Avenue with concrete asphalt and a cost offered to complete said improvement by the Worswick Street Paving Co. of \$1.50 per front foot. This plan of Improvement will be submitted by Councilman Perley to the property owners along said avenue.

Upon motion the Council adjourned.

Attest:

H. O. Thompson  
City Clerk.

Approved:

G. J. Wren  
Mayor.

The Council met in regular meeting.  
Present - Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

In the Matter of Minutes:-

The minutes of the last regular meeting of January 24th, 1912 were read and the same ordered approved as read.

In the Matter of Hitching Racks and Street Signs:-

S. P. Elias was before the Council as a representative of the Business Men's Association in regard to the need of more hitching racks and Street Signs. Mr. Elias was informed by the Council that the matter of additional hitching racks had been discussed and would soon be provided; The matter of street signs was referred to the Commissioner of Public Works.

In the matter of Extension of City Water Mains:-

Mr. C. A. Drake, a resident of the Hill Addition to the City of Modesto, was before the Council and requested that the City water mains be extended to the Hill Addition. The matter was referred to the Commissioner of Public Works with power to order the necessary extension of City Water, provided the City Engineer locate a ten foot strip of a twenty foot alley, the title to which was in dispute. It being necessary to use said alley along which to lay the water main.

In the Matter of Map or plat of the Eastern Addition to the City of Modesto:-

J. A. Trowbridge appeared before the Council and presented a map or plat of the Eastern Addition to the City of Modesto and asked that the same be accepted, whereupon said map being duly considered, Councilman Moss read and introduced the following resolution and moved its adoption.

Resolution No. 54 N. S.

WHEREAS, the Redwood City Realty Company, a corporation, has this day presented to the City Council of the City of Modesto, California, a certain map entitled "Map of the Eastern Addition to the City of Modesto", and said map being prepared in all respects as required by law,

Now, therefore, be it resolved that the following public streets, highways and avenues upon said map delineated and set forth, to-wit: "H" Street, Annie Street, Kimble Street, Hight Street, Melrose Street, Bodem Street, Redwood Ave. and Cedar Avenues, and the alleys as shown on said map, be and the same are hereby accepted on behalf of the public by the City Council of the City of Modesto as dedicated to public use; and the clerk of this board is directed to endorse upon said map said acceptance.

The motion to adopt the foregoing resolution was seconded and the Resolution No. 54 N. S. adopted by unanimous vote.

In the matter of claims:-

The following claims against the City of Modesto were duly audited and allowed by the Council and warrants ordered drawn upon the following funds, to-wit:-

General Fund.

L. D. Austin	Horseshoeing	\$15.00
E. E. Biesmier	Blacksmithing	2.50
Joe Blanc	Blacksmithing	1.75
N. P. Bush	Repairs on Street Flusher	4.50
A. Carlisle & Company	Bond Register	47.75
W. I. Carpenter	Air tank and Attachments	52.50
J. C. Cavell	Printing	16.00
R. L. Dallas	killing and burying dogs & incidentals	63.75
D. G. Davison	Repairing office clock	1.50
Donley & Pyle	Labor and supplies	8.00
H. J. Downey	Merchandise	3.75
Farmers & Merchants Bank	Cash advanced	139.55
Farmers & Merchants Bank	Cash advanced	746.50
Fashion Shoeing Shop	Horseshoeing	8.00
General Electric Co.	Lamps	29.77
S. Goodenough & Sons	Merchandise	103.50
The Grange Co.	Bran & Crushed Barley	11.91
H. Gratz	Transferring	1.00
H. H. Herron	Merchandise	4.60
Kanawha Fire Apparatus Co.	Chemical Solution	18.28
P. Latz	Six Sheets	4.80
E. B. Maze	Merchandise	2.00
Modesto Bank	Rent	40.00
Modesto French Laundry	Laundry	7.65
Modesto Gas Lt. Coal & Coke Co.	Crude Oil	45.55
Modesto Gas Lt. Coal & Coke Co.	Gas	15.40
Modesto Lumber Co.	Merchandise	15.10
Modesto Lumber Co.	Lumber	35.05
The Modesto News	Printing & Publishing	112.70
Morris Bros.	Merchandise	2.55
Neuner Co.	Tax Receipts	37.50
The Neuner Specialty Book Co.	Record Binder	12.50
M. H. Noonan	Blacksmithing	4.50
Percy H. O'Brien	Merchandise	8.15
Pacific Tel & Tel Co.	Telephone Service	11.95
J. H. Pinckney	Blacksmithing	14.00
L. P. Player	Merchandise	.60
Port Huron Machinery Co.	Rent of Road Roller	370.00
Samson Iron Works	Merchandise	12.50
Sierra & S.F. Power Co	Light & Supplies	309.55
A.I. Serenson	Vet. Services	2.50
Studebaker Bros. Co.	Studebaker Street Flusher	1350.00
O. Stow	Moving City Building	43.45

W. O. Thompson	Registration	10.25
W. O. Thompson	Cash Advanced	17.90
W. O. Thompson	Cash Advanced	2.25
Turner Hardware & Impl. Co.	Merchandise	10.01
United Iron Works	Merchandise	146.09
Van Aken & Trueblood	Labor & Material	9.35
George E. Wallace	Labor & supplies	37.35
George E. Wallace	Transferring	1.50
W. B. Wood & Son	Supplies	9.20
W. B. Wood & Son	Supplies	14.75
		<u>\$1049.26</u>

Sewer Improvement Fund.

Bishop, Stevenson & Co.		\$24.30
Bishop, Stevenson & Co.	Material & labor on sewer system as per contract	47.50
Bishop, Stevenson & Co.	Labor on sewer system as per contract	765.93
		<u>\$837.67</u>

Street Intersection Fund.

Worswick Street Paving Co.	Material & Labor	\$10.36
Worswick Street Paving Co.	Paving	1427.31
		<u>\$1437.67</u>

Water Fund.

Crane Co.	Merchandise	\$133.83
Donkin & Bacon	Merchandise	4.70
Farmers & Merchants Bank	Cash Advanced	562.65
Modesto Repressed Brick Co.	Brick	20.00
Modesto Lumber Co.	Lumber	7.34
Pacific Tel & Tel Co	Telephone service	6.85
J. H. Pinckney	Blacksmithing	16.80
Roberts & Denicke	Consulting Work	300.00
Sierra & S.F. Power Co.	Power & light	290.00
John S. Stonehill	Building Manholes	6.00
Turner Hardware & Impl. Co.	Merchandise	4.44
United Iron Works	Merchandise	60.30
		<u>\$1405.87</u>

In the Matter of Ordinance :-

An Ordinance to be known as Ordinance No. 17 N. S. and entitled "An Ordinance Providing for the Purchase of Land for the Purpose of Establishing a Dumping Ground for the City of Modesto " was read and introduced by Councilman Swan who moved its adoption. The motion was seconded by Councilman Schafer and the ordinance adopted and passed to print by the following vote:

Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes- None. Absent- None.

In the Matter of Acceptance of Sewer Contract of Bishop, Stevenson & Co:-

The following Resolution No. 55 N.S. was read, introduced and adopted by the unanimous vote of the Council.

Resolution No. 55 N. S.

Be it resolved by the Council of the City of Modesto as follows:-  
That, whereas, the said City did heretofore enter into a contract with Bishop, Stevenson & Co. for the construction of a certain sewer within the City of Modesto according to the contract for the same on file in the office of the Clerk of said City, and  
Whereas, the said Bishop, Stevenson & Co. have fully completed said sewer in all respects as required by the terms and conditions of said contract.  
Therefore, be it resolved, that the said sewer be, and the same is hereby accepted and payment of the amounts remaining unpaid on said contract is ordered to be made in accordance with the times and manner of payment specified in the said contract.

In the Matter of Communication:-

A communication was received from the Merced Stone Company, calling attention to the Bakersfield Specification for Street improvement and the provisions whereby the royalty was eliminated.

The communication having been read, was placed on file.

In the Matter of Street Work:

The work heretofore authorized to be done by the Council of the City of Modesto under the Street Improvement Act of 1911 and pursuant to Resolution of Intention No. 40 and fifteen days having expired after the last publication of Resolution of Intention No. 40 and the posting of the Superintendent's Notice, and no written protests to the work therein described having been made and delivered as permitted by said act, the Council proceeded to order the work done and improvement made as set forth in Resolution of Intention No. 40 Resolution ordering Street Work No. 40 and in accordance with certain plans and specifications heretofore adopted on the 24th day of January 1912 and pursuant to Resolution of Intention No. 40 was introduced and upon roll call was declared adopted, having received the unanimous vote of the members of the Council.

Resolution No. 41.

The following Resolution was introduced by Councilman Perley who moved its adoption. The motion was seconded and the resolution adopted by unanimous vote.

Resolution No. 41.

Be it resolved by the Council of the City of Modesto as follows:-  
That, Whereas, it is contemplated that certain improvements be made upon "H" Street from the northeast line of Second Street to the Southwest line of Eighth Street except the intersections of streets and alleys, and it is hereby desired to secure plans and specifications and an estimate from the City Engineer of the City of Modesto as to the cost of such contemplated improvements.

It is hereby resolved that the said City Engineer be, and he is hereby ordered to furnish plans, specifications and an estimate of the proposed cost and improvement to be made

in the paving of said street with asphaltic concrete.

Engineer's Estimate.

In compliance with the foregoing resolution of the Council, the City Engineer submitted and filed plans and specifications and his estimate of cost of the improvement of said portion of "H" Street, certifying that the cost thereof will be greater than fifty cents per front foot along each of said portions of said street.

Plans and Specifications

as prepared and submitted by City Engineer, George H. Freitas, adopted by Resolution by unanimous as and for the plans and specifications for doing said work.

Resolution of Intention No. 41.

providing for the grading, paving with asphalt concrete, cement concrete curbing and cement concrete gutters for "H" Street from the northeast line of Second Street to the southwest line of Eighth Street, as more fully set forth in said Resolution of Intention No. 41 was read and introduced by Councilman Perley who moved the adoption of the Resolution. The motion was seconded by Councilman Schafer and the resolution declared adopted by the following vote:-  
Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes- None. Absent- None.

In the Matter of Building Permit:-

The application for the construction of a corrugated iron building to be used as a shoe repair shop on Lot 19 Block 55 was granted upon motion by Councilman Swan, seconded by Councilman Moss, subject to the consent of adjacent property owners and the approval of the Commissioner of Public Health and Safety.

In the Matter of Street Lights:-

Extension of the Street Lighting System in the Maze Addition was referred to the Commissioner of Public Works with power to act.

In the matter of Sewer:-

W. R. Mensinger was before the Council in regard to connecting the basement of his building which he is constructing on Lots 9, 10 and 11 Block 56 with the City Sewer System, the present sewer in the alley of said block not being deep enough.

The matter was referred to the Commissioner of Public Works and the City Engineer to determine the practicability of connecting the same with the sewer on J Street.

Upon motion the Council adjourned:

Attest:

H. O. Thompson  
City Clerk.

Approved:

G. J. Shreve  
Mayor.

Council of the City of Modesto,  
Saturday, Feb. 17th, 1912.  
7 O'clock P. M.

The Council met in Special Session at the call of the Mayor for the purpose of considering the temporary closing of the Pantheon Saloon situated on 9th Street between "H" and "I" Streets, City of Modesto.

All members of the Council being present, the Mayor called the meeting to order. Whereupon the following Resolution was introduced and unanimously adopted:

Resolution No. 56 N.S.

Be it resolved by the Council of the City of Modesto as follows:

That good cause appearing therefor it is hereby resolved that that certain saloon known as "The Pantheon Saloon" situated on 9th Street between "H" and "I" Streets be, and the same is hereby ordered closed pending the further action of this Council.

Be it further resolved that pending action of this Council in said matter that no beer, wines or other intoxicating liquors be sold or given away on said premises and it is so ordered.

Thereupon the Council adjourned.

Attest:

H. O. Thompson  
City Clerk.

Approved:

G. J. Shreve  
Mayor.

The Council met in regular meeting.

Present- Councilman Moss, Perley, Schafer, Swan and Mayor Wren.

In the Matter of Minutes:-

The minutes of the last regular meeting of Feb. 14th, 1912 were read and ordered approved.

The minutes of the Special Meeting of Feb. 17th, 1912 were read and approved as read.

In the Matter of Pantheon Saloon:-

Mr. J. T. Mitchell, proprietor of the Pantheon Saloon, addressed the Council regarding the shooting that occurred in the saloon Feb. 17th, 1912, which resulted in the closing of the saloon by the Council, pending their further action. Mr. Mitchell stated to the Council that as far as he knew, Harry Thomas, his bar tender, was not a drinking man and when he left him at two o'clock of that day he was sober. Mr. Mitchell said that he did not drink himself and thought well of Thomas as an employe because he did not drink.

The Council informed Mr. Mitchell that they would not take further action until the preliminary examination of Thomas.

In the Matter of Claim of Bishop, Stevenson & Co.:-

Upon motion by Councilman Perley, seconded by Councilman Swan, the claim of Bishop, Stevenson & Co. in the sum of \$2281.14 was allowed in accordance with the terms of the contract as final payment in construction of Sewer System.

In the Matter of Sewer for Mensinger Building:-

In order that proper sewer facilities may be obtained to which to connect the basements of buildings in Block 56 as petitioned for this day by citizens, taxpayers, and owners of property in said block, and as heretofore asked for by W. R. Mensinger; Councilman Swan moved that the City take up the necessary pavement a strip three feet in width and 255 feet in length extending through the alley of Block 56 and connecting with the main sewer on J Street and replace the same, the expense thereof to be paid by the City. The motion was seconded by Councilman Schafer, carried and so ordered. It being the opinion of the Council that all other expenses of construction of said sewer be paid by Mr. Mensinger and other property owners.

In the Matter of Ordinances:-

Ordinance No. 17 N. S.

An Ordinance entitled "An Ordinance Providing for the Purchase of Land for the Purpose of Establishing a Dumping Ground for the City of Modesto", and which was regularly introduced, adopted and passed to print by the Council on the 14th day of February, 1912, and having been published as required by law, Councilman Swan moved its final adoption. The motion was seconded by Councilman Moss and the ordinance adopted, final, by unanimous vote.

Ordinance No. 18 N. S.

An Ordinance providing for the purchase of certain real property within the City of Modesto for the purpose of enabling said City to open up certain streets which the public interest and public necessity of the City of Modesto require, was read and introduced by Councilman Swan who moved its adoption. The motion was seconded and the ordinance adopted and passed to print by the unanimous vote of the Council.

Ordinance No. 19 N. S.

An Ordinance prohibiting the playing of games for money in certain places and providing a penalty for the violation thereof, was read and introduced by Councilman Swan who moved its adoption. The motion was seconded by Councilman Moss and the ordinance having received the unanimous vote of the Council, was declared adopted and passed to print.

In the Matter of Franchise Tax:-

The Sierra and San Francisco Power Co. handed in their statement, addressed to the Mayor; covering the gross earning in the City of Modesto for the year 1911, which amount was \$32,231.74. The statement was accompanied by a check in the sum of \$644.63, being 2% of their gross earnings - which the Council accepted and ordered the statement filed.

In the Matter of Awarding Contract for the Paving of "I" Street between 3rd and 8th Streets:-

The Council having on the 24th day of January, 1912, duly adopted and passed a Resolution of Intention to do certain street work therein described, which resolution is entered in the minutes of said Council of that date and is numbered and referred to as Resolution of Intention No. 40, and all due and legal proceedings having been thereafter had under and pursuant to said resolution, as appears by the records of said Council, and said resolutions and notices having been published and posted as required by law and the order of this Council and due proof thereof having been made, and this being the time fixed by said resolution and notice for receiving, opening, examining and declaring such bids and proposals; the Council now in open session proceeded to so open, examine and declare the same. There being but one bid on file, namely that of the Warwick Street Paving Company of Fresno and said bid having been duly opened and considered, whereupon the following Resolution of Award No. 40 was introduced and unanimously adopted-

Resolution of Award No. 40.

Whereas, the Council of the City of Modesto did, in open session, on the 28th day of February, 1912, publicly open, examine, and declare all sealed proposals or bids for doing the following work in said City, to-wit:

That "I" Street in said City, between the curb lines, from the northeast line of Third Street to the southwest line of Eighth Street, except all the intersections of streets and alleys, and also excepting therefrom any of said work already done to the official grade, also excepting, however, from all the aforesaid described work such portions as is required by law to be kept in order by any person or company having railroad tracks thereon, also excepting, however, from all the aforesaid described work, all that portion of "I" Street fronting on Block 22, and more fully described as follows:-

Beginning at the Corner to Block No. 22 where the southwest line of Sixth Street intersects the northwest line of "I" Street; thence southwesterly along the Northwest line of "I" Street three hundred (300) feet to the corner of Block 22, where the northeast line of Fifth Street intersects the northwest line of "I" Street; thence at right angles southwesterly fifty (50) feet to the center line of "I" Street; thence at right angles northeasterly along the center line of "I" Street three hundred (300) feet; thence at right angles northwesterly fifty (50) feet to point of beginning.

Be graded and thereupon paved to the official grade with asphalt concrete pavement four (4) inches in thickness and curbed with cement concrete curbing and to further construct cement concrete gutters, and all of such grading, paving, curbing and construction of gutters shall be done in accordance with plans and specifications heretofore adopted for doing said work and now on file in the office of the City Clerk.

Resolved, that the said Council hereby rejects all of said proposals or bids except that next herein mentioned, and hereby awards the contract for doing said work and improvements to the lowest responsible bidder, to-wit:

The Worswick Street Paving Company at the prices named in their bid. The City Clerk is hereby directed to post notice of this award conspicuously for five days, on or near the Council Chamber door, and also publish said Notice by two insertions in the Modesto News, a daily newspaper published and circulated in said City and hereby designated for that purpose by said Council.

In the Matter of Fire Department :-

Upon the recommendation of the Commissioner of Public Health and Safety, Councilman Swan, who moved that the Fire Department be allowed the sum of \$25.00 per month, beginning Jan 1st, 1912, as incidental expenses for maintaining Fire Hall and that \$2.00 be allowed each man for attendance at actual fires. The Council ordered the same to be paid.

In the Matter of Gasalabras:-

Frank A. Cressey, Jr., Manager of the Modesto Gas, Light, Coal and Coke Company was before the Council and asked permission to erect gasalabras on the curb line on 10th Street between "H" and "J". The poles to be 106 feet in distance apart in each block and to have two lamps of 425 C.P. each.

Councilman Swan moved that the permission be granted. The motion was seconded by Councilman Schafer, carried and so ordered.

Permission was also granted the Modesto Business Men's Association to burn red lights on the streets on the evening of March 9th when the arch celebration will be held. The fire to be placed in receptacles in order to protect the paved streets.

In the Matter of Inviting Bids for the Improvement of the Street and Alley Intersections on "I" Street from Third to Eighth Streets:-

Councilman Schafer moved that the clerk be authorized and directed to advertise for bids for the paving of the intersections of "I" Street from the northeast line of Third Street to the southwest line of Eighth Street, said work to be done in accordance with plans and specifications for the same, now on file in the office of the City Clerk.

Bids to be received up to 7.30 o'clock P. M. of Wednesday, March 13th, 1912. The Council reserving the right to accept or reject any and all bids.

Upon motion the Council adjourned.

Attest:

H. D. Thompson  
City Clerk.

Approved:

G. J. Wren  
Mayor.

Council of the City of Modesto,  
Wednesday, March 6th, 1912.  
7.30 o'clock P.M.

The Council met in Special Meeting at the call of the Mayor, written notice having been delivered to each of the Councilmen and duly acknowledged as required by Ordinance No. 2 N. S. of the City of Modesto.

Present- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

The meeting was called by order of the Mayor for the purpose:-

- (1) The introduction of an ordinance calling a special election to vote upon the annexation of the north half of the northwest quarter and the northwest quarter of the northeast quarter of Section 28, Twp 3, S. R. 9., East M. D. & M, to the City of Modesto.
- (2) The introduction of an ordinance requiring the muzzling of dogs.
- (3) The canvassing of the votes cast at the special election held on March 5th, 1912.
- (4) The introduction and passage of a resolution declaring the result of said election.

The meeting being duly called to order, the Mayor read the following petition addressed to the Council and containing the signatures of 202 qualified electors:

To the Honorable Council of the City of Modesto,  
County of Stanislaus, State of California.

Gentlemen: We, the undersigned qualified electors of the said City of Modesto, and being in number not less than one fifth of the qualified electors of the said City, computed upon the number of votes cast at the last general municipal election held in the said City, respectfully petition your honorable Council to annex to and make a part of the said City of Modesto, the following described property, situate and being adjacent to the said City, to-wit:

Beginning at the northeast corner of the south half of the northeast quarter of Section 29, Township 3 South, Range 9 East, M. D. B & M; thence N. 0 deg. 5' W 1320.792 feet to the corner common to sections 20, 21, 28 and 29 of said township and Range; thence S 89 deg. 57'E along the section line between sections 21 and 28 a distance of 3953.895 feet to the northeast corner of the northwest quarter of the northeast quarter of section twenty eight (28); thence S. 0 degrees 57' 1314.978 feet to the southeast corner of the northwest quarter of the northeast quarter of said Section 28, thence south 89 deg. W. 3951.73 feet to the point of beginning, the above described land being the north half of the northwest quarter and the northwest quarter of the northwest quarter of Section 28, T.3 S.R.9 E.M. D.B.& M., County of Stanislaus, State of California.

Whereupon Councilman Schafer moved that the petition be accepted and filed. The motion was seconded, carried and so ordered.

In the Matter of Ordinance:-

Ordinance No. 20 N. S.

Entitled " An Ordinance calling a Special Election for the purpose of submitting the question of annexing, incorporating in, and making a part of the City of Modesto, certain territory hereinafter described, to the electors of the City of Modesto and of said territory " was read and introduced by Councilman Perley who moved its adoption.

The motion was seconded and the ordinance adopted and passed to print by the

unanimous vote of the Council.

Ordinance No. 24 N.S.

An ordinance Requiring Dogs Running at Large to be Muzzled, was read and introduced by Councilman Swan who moved its adoption. The motion was seconded by Councilman Parley and the ordinance adopted and passed to print by the unanimous vote of the Council.

In the Matter of Canvassing the Returns of the Special Municipal Election held on Tuesday, March 5th, 1912:-

Whereas, it appears to the Council from affidavits of publication and posting on file that due and legal notices have been given in accordance with City Ordinances and the laws of the state of California, and the Council so finds, and the returns of said special election being now on file with the Clerk of the Council. It is ordered that the Council proceed to open and canvass the said Election Returns, whereupon the same were opened and the result thereof declared in the following Resolution No. 57 N. S. which was introduced by Councilman Schafer who moved its adoption. The motion was seconded and the resolution adopted by unanimous vote of the Council.

Resolution No. 57 N.S.

A resolution declaring the result of a Special Election held in and for the City of Modesto, on the 5th day of March, 1912.

Section 1.

WHEREAS, the Council of the City of Modesto did by Ordinance No. 16 N.S., call a special election for the 5th day of March, 1912, and submit to the qualified voters of said City of Modesto the proposition of incurring an indebtedness for the purposes in said ordinance set forth, which ordinance was published once a day for at least seven days before holding said election, to-wit; ten days in all, in the Modesto News, a newspaper of general circulation, printed and published in said City of Modesto, at least six days a week, and

WHEREAS, all the provisions of the law requisite to the calling of said election and the notice thereof were duly complied with, and the Council of the said City of Modesto, do so find, and

WHEREAS, said special election was on the 5th day of March, 1912, duly held in all respects in conformity with laws of the State of California and the ordinances of the City of Modesto, and

WHEREAS, the proper officials of said election returned to and filed with the City Clerk of said City the returns of said election, and the said returns were opened and canvassed by the Council of the City of Modesto, and the results of said election ascertained on this 6th day of March, 1912.

NOW, THEREFORE, The said Council finds and it is so declared that Seven Hundred Fifty Eight (758) votes were cast at said election and that Five Hundred Six (506) votes were necessary to carry the said proposition for which the said election was held; that said proposition voted for received more than two thirds of the votes cast at said election, and it is so found by the said Council.

NOW, THEREFORE, Be it Resolved and Declared by the Council of the City of Modesto, relative to the calling, conduct and holding of the said special election that all things to be done and performed under and in accordance with the statutes and ordinances in such cases made and provided, have been done and performed; that the proper and necessary resolution required by law was regularly introduced and passed by a two thirds vote of the said Council, and was approved by the Mayor and Chief Executive of the said City of Modesto; that an ordinance containing all the statements and things required by law to be contained therein calling said special election was duly introduced, approved and published for the time required by the Charter of the said City of Modesto, and thereafter adopted in all respects as required by law and the provisions of said Charter; that said election was in every respect held and conducted as required by law and the ordinances of said City; that the returns thereof were duly and regularly made and filed with the City Clerk, and were duly opened and canvassed this day by the City Council as required by law; and that the results of said election and the votes cast for the proposition submitted thereat were as follows, to-wit;

For the proposition to incur a bonded indebtedness of Eighty Two Thousand Five Hundred Dollars for the object and purpose of the enlargement, reconstruction and extension of the Modesto City Water System, for the better supplying of water for the use of said City and its inhabitants by the acquisition and purchase of land for the purpose of boring wells and the erection of pumping plants and other necessary machinery; the acquisition of rights of way; the purchase and installation of adequate pumps and other necessary machinery and apparatus; and the purchase and laying of water pipe sufficient to furnish adequate fire pressure and better water service for the said City of Modesto; and the construction and erection of necessary buildings for the proper operation of said Modesto City Water System, said reconstruction, enlargement and extension of said water system to be in accordance with plans and estimates heretofore adopted and on file in the office of the City Clerk of said City:-

Five Hundred Twenty Three (523) votes were cast in favor of the foregoing proposition.

Against such proposition Two Hundred Thirty Five (235) votes were cast.

That the total number of votes cast at said special election were as follows:-

In favor of said proposition -----	523
Against said proposition -----	235
Rejected -----	None.
Total number of votes cast -----	758

3) 758  
 235  
 ---  
 523

That the total indebtedness voted at said election was the sum of Eighty Two Thousand Five Hundred Dollars (\$82,500), and the issuance of the bonds of the said City of Modesto to that amount is hereby resolved and declared to be determined, accepted and authorized, and that proper and legal measures be taken by this Council to issue the same.

In the Matter of Communications:-

A communication was read from the Woman's Improvement Club, relative to the shutting off of the City Water at inopportune times with only a printed notice thereof in the newspapers, and respectfully Request that when it is necessary to shut off the water supply that a warning thereof be given by a series of blasts of the fire whistle. The matter was referred to the Commissioner of Public Works.

A communication signed by merchants on the west side of 10th street between "I" and "J" street was read; in which said petitioners respectfully ask the Council to provide a means for the keeping open of the sidewalk in front of the new Mensinger Theater during the progress of the building. The matter was referred to the Commissioner of Public Health and Safety.

The Arch Celebration Committee of the Modesto Business Men's Association appeared before the Council and asked that one of the Councilmen deliver a short address of Welcome at the Arch Celebration Saturday evening, March 9th.

A representative of the Standard Oil Co. addressed the Council concerning the construction of oiled roads, submitting samples of oils, stating that their consulting engineers would be glad to furnish the Council any assistance in their power free of cost in regards to specifications and the analysis of samples of soil and rock submitted.

Upon motion the Council adjourned.

Attest:

H. O. Thompson

Approved:

G. J. Wren,  
Mayor.

Council of the City of Modesto,  
Wednesday, March 13th, 1912.

The Council met in regular meeting.

Present- Councilmen Mos, Perley, Schafer, Swan and Mayor Wren.

In the Matter of Minutes:-

The minutes of the last regular meeting of Feb. 28th, 1912, <sup>and the minutes of the special meeting of March 6th, 1912</sup> were read and the same ordered approved as read.

In the Matter of Opening Bids for the Improvement of the Street Intersections on "I" Street from 3rd to 8th Streets:-

This being the time fixed by resolution of the Council and in accordance with published notice to bidders inviting sealed proposals for the improvement of the designated street intersections on "I" Street by the construction of cement concrete curbs, cement concrete gutters, laying of culverts, grading and for the paving with asphalt concrete all in accordance with plans and specifications heretofore adopted and the hour of Seven O'clock and Thirty Minutes P. M. having arrived and there being on file with the Clerk one bid for the same. It is ordered that the Council proceed to open and consider said bid, that of the Worwick Street Paving Company.

Whereupon said bid opened is as follows:

Grading -----	\$.01 $\frac{1}{2}$ per square foot.
Paving -----	.13 $\frac{1}{2}$ per square foot.
Curbing -----	.45 per lineal foot.
Gutters -----	.22 $\frac{1}{2}$ per square foot.

The said bid having been duly examined and considered, whereupon Councilman Perley moved that the bid of the Worwick Street Paving Company be accepted and the contract awarded to said Company for the improvement of the designated street intersections on "I" Street. The motion was seconded by Councilman Swan, carried and so ordered.

In the Matter of the Improvement of H Street between 2nd and 8th Streets:-

A number of property owners on "H" Street having signed and filed with the Clerk a protest against the construction of the improvements on "H" Street between 2nd and 8th Streets and as and as specified in Resolution of Intentio<sup>n</sup>, No. 41 N.S. passed by the Council Feb. 14th, 1912.

Attorney A. J. Carlson appeared before the Council on behalf of those who do not favor the payment, and said protests having been examined, Mayor Wren stated that the Council would take the necessary steps for the improvement in as much as the Council finds from petitions on file that the property owners representing the majority frontage desire the said improvement, whereupon the following resolution was introduced and unanimously adopted.

Resolution No. 58 N.S.

Be it Resolved by the Council of the City of Modesto as follows:-

That, whereas, a protest has been filed with the Clerk of the City of Modesto, protesting against the proposed paving of "H" Street between Second Street and the track of the Southern Pacific's Railroad in the City of Modesto, and,

Whereas, the Council of the City of Modesto did upon due determination and examination of said protest ascertain that said protest is signed by less than a majority of the owners of the property fronting on the portion of said street proposed to be paved, and whereas, said Council have found that the public interest and public welfare require that said portion of "H" street should be paved in the manner heretofore proposed,

THEREFORE, Be it resolved that the aforesaid protest be rejected.

In the Matter of Report:-

The report of the City Treasurer was examined and ordered placed on file.

In the Matter of claims.

The following claims against the City of Modesto, were duly audited and allowed by the Council and warrants ordered drawn upon the following funds, to:wit:-



In the Matter of Ordinances:-

Ordinance No. 18 N.S.

An ordinance providing for the purchase of certain real property within the City of Modesto for the purpose of enabling said City to open certain streets which the public interest and public necessity of the City of Modesto require, and which was regularly introduced, adopted and passed to print by the Council on the 26th day of February, 1912, and having been published as required by law, Councilman Swan moved its final adoption. The motion was seconded and the ordinance adopted, final by unanimous vote.

Ordinance No. 19 N.S.

An ordinance prohibiting the playing of games for money in certain places and providing a penalty for the violation thereof and which was regularly introduced, adopted and passed to print by the Council on the 26th day of Feb., 1912, and having been published as required by law, Councilman Swan moved its final adoption. The motion was seconded and the ordinance adopted, final, by unanimous vote.

Ordinance No. 20 N.S.

An ordinance calling a special election for the purpose of submitting the question of annexing, incorporating and making a part of the City of Modesto, certain territory hereinafter described, to the electors of the City of Modesto and of said territory. The foregoing entitled ordinance having been regularly introduced, adopted and passed to print by the Council on the 6th day of March, 1912 and having been published as required by law, Councilman Perley moved its final adoption. The motion was seconded and the ordinance adopted final, by unanimous vote.

Ordinance No. 21 N.S.

An ordinance entitled "An Ordinance requiring dogs running at large to be muzzled" and which was regularly introduced, adopted, and passed to print by the Council on the 6th day of March, 1912 and having been published as required by law, Councilman Swan moved its final adoption. The motion was seconded, and the ordinance adopted, final, by unanimous vote.

In the Matter of Street Improvement under the "Improvement Act of 1911":-

The following resolution was introduced by Councilman Perley and upon roll call was unanimously adopted.

Be it Resolved by the Council of the City of Modesto as follows:

That, Whereas, it is contemplated that certain improvements be made upon "K" Street from the Northeast line of Ninth (9th) Street to the Southwest line of Sixteenth (16th) Street and the South line of Needham Street and excepting the intersections of streets and alleys, and it is hereby desired to secure plans and specifications and an estimate from the City Engineer of the City of Modesto as to the cost of such contemplated improvement.

It is hereby resolved that the said City Engineer be, and he is hereby requested to furnish plans, specifications and an estimate of the proposed cost and improvement to be made in the paving of said Street with asphaltic concrete.

Engineer's Estimate.

In compliance with the foregoing resolution the City Engineer submitted and filed plans and specifications and his estimate of the cost of said work.

Plans and specifications

as prepared and submitted by City Engineer, Geo. H. Freitas, adopted by resolution by unanimous vote as and for the plans and specifications for doing of said work.

Resolution of Intention No. 42 N.S.

Providing for the grading, paving with asphalt concrete, cement concrete curbing and cement concrete gutters for "K" Street from the Northeast line of Ninth Street to the Southwest line of Sixteenth Street and the South line of Needham Street as more fully set forth in said Resolution of Intention No. 42 N.S. was read and introduced by Councilman Schafer who moved its adoption. The motion was seconded and upon roll call was adopted un-  
unanimously.

In the Matter of Street Work:-

The work heretofore authorized to be done by the Council of the City of Modesto under the Street Work Act and pursuant to Resolution of Intention No. 39 and twenty days having expired after the expiration of the time of said posting of the Street Superintendent's Notice and no written protests to the work therein described having been made and delivered as permitted by said act, the Council proceeded to order the work done and improvements made as set forth in

Resolution of Intention No. 39 N.S.

Resolution ordering Street Work No. 39 and in accordance with certain plans and specifications heretofore adopted on the 22nd day of November, 1911, and pursuant to Resolution of Intention No. 39, was introduced and upon roll call was declared adopted, having received the unanimous vote of the members of the Council.

In the Matter of Street Signs:-

Commissioner Schafer submitted to the Council a sample of enamel street signs and stated price quoted to him for the same was \$.60 and \$1.00 depending upon the length of signs furnished, as would be required by the City of Modesto according to street names. The question of street signs having been discussed, City Electrician W. I. Carpenter, was instructed to prepare a list of the number and location of the different street signs required and submit the same to the Council at the next regular meeting.

Upon motion the Council adjourned.

Attest:

H. O. Thompson  
City Clerk.

Approved,

G. J. Swan  
Mayor.

The Council met in regular meeting.  
Present- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

In the Matter of Minutes:-

The minutes of the last regular meeting of March 13th, 1912 read and ordered approved as read.

In the Matter of Permit for Steam Popcorn and Peanut Wagon:-

Mr. Joseph Smith was before the Council for a permit and license to run a steam popcorn and peanut wagon; Permission was granted subject to police regulation, the amount of license to be fixed later by the Council.

Resolution No. 60 N.S.

Authorizing that a census of the City of Modesto be made and appointing W. H. Bortle Census Marshall to take such census was introduced by Councilman Swan who moved its adoption. The motion was seconded and the Resolution No. 60 N.S. declared adopted by unanimous vote.

Ordinance No. 22 N.S.

An ordinance entitled " An Ordinance Providing for the Issue , Sale and Redemption of Bonds of the City of Modesto, in accordance with the result of the Special Election held in said City on the 5th day of March, 1912, and providing the Form and Denomination thereof " was read, introduced and adopted by the following vote:-  
Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes- None. Absent- None.

In the Matter of Dumping Ground:-

A deed to the new dumping ground recently authorized to be purchased was presented to the Council and ordered accepted and a warrant authorized to be drawn for the amount in favor of the grantor, and in accordance with No. 17 N. S. providing for the purchase of same.

In the Matter of Map or Plat of Riverside Heights:-

T. K. Beard appeared before the Council and presented a map or plat of Riverside Heights to the City of Modesto and asked that the same be accepted and adopted as the official map of said tract of land. Whereupon upon motion it is ordered that said map be accepted and the Mayor is hereby authorized to endorse upon said Map such acceptance.

In the Matter of Awarding Contract for the Paving of "G" Street from the N. E. property line of Seventh Street to the S.W. property line of Fourteenth Street:-

There being but one bid on file, namely that of the Worswick Street Paving Co. Whereupon the following Resolution of Award was read and introduced and unanimously adopted.

Resolution of Award No. 39.

RESOLVED, that the City Council of the City of Modesto, having in open session at a regular meeting held on the 27th day of March, 1912, opened, examined and publicly declared in accordance with the Statute in such cases made and provided, all sealed proposals or bids offered for the following work, to-wit:-

That "G" Street from the Northeast property line of Seventh (7th) Street to the Southwest property line of Fourteenth (14th) Street, except all the intersections of streets and alleys (and also excepting such portions as are already done, and also such portions thereof as are required by law to be paved, kept in order or repair by any person or company having railroad or car tracks thereon), and also excepting that portion of "G" Street beginning at the Northeast property line of Eighth Street to the Southwest property line of Ninth (9th) Street, be graded and thereupon paved with asphalt concrete pavement four (4) inches in thickness and curbed with cement concrete gutters, and all of such grading, paving, curbing and construction of gutters to be performed in accordance with plans and specifications adopted for the improvement of said portion of said street by the Council of the City of Modesto and on file in the office of the City Clerk of said City.

And notice is hereby given, that it was by the said City Council of the City of Modesto resolved that serial bonds should be issued to represent the cost and expenses of said work and improvement, which said bonds it was by said City Council determined, should extend over a period of five (5) years from their date, and will bear interest at the rate of eight (8) per cent per annum on all sums unpaid until the whole of said principal and interest are paid, said interest to be payable semi-annually on the second days of January and July, respectively, of each and every year; and that said bonds will represent each assessment of Twenty Five (\$25.00) Dollars or more, remaining unpaid for thirty (30) days after the date of the warrant for such assessment, or five (5) days after the decision of the Council upon an appeal; and further that an even annual proportion of the principal sum should be payable by coupons on the second day of January of each year after their date until the whole are paid; and said bonds shall be issued in the manner and form provided by an act of the Legislature of the State of California, approved Feb. 27th, 1893, and acts amendatory thereof.

This Council of the City of Modesto at a regular session held March 27th, 1912, he hereby rejects all of said bids, except the next herein mentioned, and hereby awards the contract for said work to the lowest regular responsible bidder, to-wit:

The Worswick Street Paving Company, a corporation, at the prices specified in its proposal on file for said work, to-wit:

Grading per square foot -----	\$ .01 1/2
Paving per square foot -----	.13 1/2
Concrete Curbs per lineal foot -----	.45
Concrete Gutters per square foot -----	.22 1/2

The Clerk of the Council of the City of Modesto is hereby directed to post notice of this award conspicuously for five days on or near the Council Chamber of this Council, and also publish said notice for two days in the Modesto Evening News, a daily newspaper published and circulated in this city therefor, and which said newspaper is hereby designated for that purpose by this Council.

In the Matter of Petition to Pave McHenry Road:-

A petition respectively petitioning the City Council to take necessary legal steps to cause McHenry Road to be paved with asphalt concrete pavement, from the Southwesterly side of 17th Street to Stoddard Avenue, in the City of Modesto and containing the signatures of the property owners representing more than the majority frontage along said Road was read and ordered accepted and placed on file.

In the Matter of Ordinance:-

An ordinance to be known as Ordinance No. 23 N. S. entitled "An Ordinance Providing for the Regulation of Speed and Operation of Automobiles, Motorcycles and other similar vehicles, not including vehicles of Railroads or street railroads and running on tracks and providing penalties for the violation" was read and introduced by Councilman Swan who moved its adoption. The motion was seconded and the ordinance adopted and passed to print by unanimous vote.

In the Matter of Street Signs :-

W. I. Carpenter submitted a report on the location and number of the different street signs required by the City to be erected at the street intersections and the same was ordered filed.

In the Matter of Extension of Water Mains:-

The request of the Woman's Improvement Club for the extension of the City Water Mains through Gracada Park was referred to the Commissioner of Public Works with recommendation that the same be made as soon as the necessary pipe was on hand.

In the Matter of Contract to Purchase Electric Lamps:-

Upon motion by Councilman Perley, seconded by Councilman Moss, the Commissioner of Public Supplies was authorized to sign a contract with the General Electric Company for purchase of lamps for the City for one year.

Upon motion the Council adjourned.

Attest:

H. O. Thompson  
City Clerk.

Approved:

G. J. Wren  
Mayor.

Council, City of Modesto.  
Wednesday April 10th, 1912.

The Council met in regular meeting.

Present- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

In the Matter of Minutes:-

The minutes of the last regular meeting of March 27, 1912 read and ordered approved.

In the Matter of Water Mains and Sewer Pipe:-

Attorney P.H. Griffin was before the Council on behalf of the Trowbridge Realty Co. in regards to laying water mains and Sewer pipe throughout the Eastern Addition to the City of Modesto. Mr. Griffin stated that the Company wished to lay water mains and sewer pipe throughout the entire addition under city supervision and in accordance with all city regulations and finance the same, providing assurances were received from the Council that the system would be purchased and taken over by the City at cost at some future date in accordance with some definitely arranged plan. The matter was laid over for further consideration and Mr. Griffin was requested to submit a written proposition and estimate of approximate cost.

In the matter of sidewalk construction:-

N. E. DeVoe was before the Council and asked permission to construct sidewalk on one of the streets in the DeVoe Addition on a natural grade or grade below the official grade. The matter was referred to the Commissioner of Public Works.

In the Matter of Transfer of Saloon License:-

O. E. Morlan presented and filed with the Council a petition stating that he wished to sell out and transfer his saloon license to Paolo Demartini, and Paolo Demartini being a citizen of the City of Modesto, the consent of the Council is prayed for as required by Ordinance No. 281. The transfer of license as asked for being the Brewery Saloon, Corner of Ninth and "G" Streets; Whereupon the Council finds that the proceedings are correct, it is upon motion duly seconded and carried and it is so ordered and the Council hereby consents to the transfer of license as asked for. The proper bond with Bob Mineni and G. Arata as sureties having been presented and approved.

In the Matter of Sidewalk Widths:-

The City Engineer submitted a report relative to the width of sidewalks on the various streets in the City of Modesto as established by Ordinance, and also of the width of streets in the various additions where no sidewalk widths are fixed. The report was referred back to the Engineer with the request that he recommend the width of sidewalks for various streets not established and report at next meeting.

In the Matter of Reports:-

The report of the Collector on License for the past quarter and the report of the Treasurer and the report of the Auditor as of April 1st, 1912, of the different funds were examined and ordered filed.

In the Matter of Enumeration of Census:-

W. H. Bortle, Census Marshall; submitted and filed his report showing the numeration of census, as taken by him in accordance with Resolution No. 60 N.S. to be Six Thousand Three Hundred Twenty Seven (6327) for the City of Modesto, and the same was ordered accepted and filed.

In the Matter of Ordinance:-

An Ordinance to be known as "Ordinance No. 24 N.S." entitled "An ordinance providing for the employment of Supervising Engineer for the reconstruction, enlargement and extension of the Modesto City Water System" was read, introduced, adopted and passed to print by the following vote:-

Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes- None. Absent- None.

ORDINANCE NO. 22 N.S.

An Ordinance providing for the issue, sale and redemption of Bonds of the City of Modesto, in a cordance with the result of the Special Election held in said City on the 5th day of March, 1912, and providing the Form and Denomination thereof and which was regularly introduced, adopted and passed to print March 27th, 1912, and having been published as required by law, Councilman Moss moved its final adoption. The motion was seconded and the ordinance adopted, final, by unanimous vote.

ORDINANCE NO. 23 N. S.

An Ordinance providing for the regulation of speed and operation of Automobiles, Motorcycles and other similar vehicles, not including vehicles of Railroads or street railroads and running on tracks and providing penalties for the violation thereof and which was regularly introduced, adopted and passed to print by the Council on the 27th day of March 1912, and having been published as required by law, Councilman Swan moved its final adoption. The motion was seconded and the Ordinance adopted, final, by unanimous vote.

The following Resolution was introduced and adopted by vote:-

RESOLUTION NO. 61 N. S.

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

That WHEREAS, certain plans and specifications for the enlargement and extension of the Water System of the City of Modesto have been submitted to this Council by Roberts & Denicke, consulting engineers, and;

WHEREAS, said plans and specifications have been examined and approved by said Council,

BE IT RESOLVED, that said plans and specifications be, and they are hereby adopted by the Council of the City of Modesto at a regular meeting held this 10th day of April, 1912, by the following vote:

Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes- None. Absent- None.

In the Matter of Street Work:-

The work heretofore authorized to be done by the Council of the City of Modesto under the Street Improvement Act of 1911 and pursuant to Resolution of Intention No. 41 and fifteen days having expired after the last publication of Resolution of Intention No. 41 and the posting of the Superintendent's Notice, the Council proceeded to order the work done and the improvement made as set forth in Resolution of Intention No. 41.

Resolution Ordering Street Work No. 41.

and in accordance with certain plans and specifications heretofore adopted on the 14th day of February 1912, and pursuant to Resolution of Intention No. 41 was introduced and upon roll call was declared adopted, having received the unanimous vote of the members of the Council.

In the Matter of Claims:-

The following claims against the City of Modesto were duly audited and allowed by the Council and warrants ordered drawn upon the following funds, to-wit:-

GENERAL FUND.

The Pacific Tel. & Tel. Co.	Telephone Service	\$5.10
Modesto Fuel Co.	Coal	4.75
Modesto Bank	Rent Engineer's Office for Feb.	20.00
Modesto Irrig. Dist.	" " " " March	20.00
The Blair-Murdock Co.	Office Supply Forms	274.85
The Union Lithograph Co.	Office Supplies	77.60
The Myself-Rollins Bank Note Co.	Office Supplies	19.00
Rucker-Fuller Desk Co.	Office Desks	110.15
Isaac Upton Co.	Sectional Two Post Binder	6.50
Modesto News	Advertising & Printing	241.90
Sheriff of Stanislaus Co.	Board of Prisoners	42.50
F. A. Kurtz	Repair of Bench	2.50
Vendoms Stables	Hire of Horse & Buggy	2.00
Coffee & O'Leary	Hire of Horse & Wagon	10.50
Kewin Stables	Hire of Horse & Buggy	2.00
Modesto French Laundry	Laundry	7.75
B. J. Smith	City Maps	15.00
Austin & Culling	Horseshoeing	10.50
C. R. Zacharias	Labor	.50
Pioneer Machinery Co.	Merchandise	95.20
Mrs. A. J. Root	Barley	96.52
I. C. Harris	Labor & Material	30.05
N. P. Bush	Repair Work	7.10
Port Huron Machinery Co.	Rent of Steam road Roller	250.00
King & Reynolds	Horseshoeing	4.00
T. A. Pillman	Hauling freight	3.25
Davis Transfer	Transferring	.25
Pacific States Electric Co	Supplies	.88
W. B. Wood & Son	Merchandise	7.75
Stanislaus Lumber Co.	Merchandise	8.81
Donkin & Bacon	Merchandise	7.50
The Grange Co.	Crushed Barley & Bran	11.59
Turner Hardware & Impl. Co.	Supplies	10.10
Modesto Lumber Co.	Lumber	4.60
Sierra & S. F. Power Co.	Lights	157.45

GENERAL FUND CONT'D.

Modesto Gas Co.	Crude Oil	\$30.30
Fashion Shoeing Shop	Horseshoeing	3.00
Donley & Pyle	Supplies	35.20
Fashion Shoeing Shop	Horseshoeing	8.00
Callander Realty Co.	Desk	20.00
J. H. Pinckney	Blacksmithing	9.30
Modesto Gas Lt. Coal & Coke Co.	Gas	16.70
W. O. Thompson	Cash Advanced	32.98
George E. Wallace	Fire Dept. Allowance Feb. & March	75.00
Donley & Pyle	Merchandise	4.00
Standard Oil Co.	Gasoline	22.40
E. C. Hooper	Painting & lettering Water Wagon	20.00
Joe Blanc	Blacksmithing	1.50
C. H. Grayston	One load Straw	5.00
Union Savings Bank	Cash Advanced	877.15
		<u>\$2751.68</u>

SEWER IMPROVEMENT FUND.

Union Savings Bank	Sewer Braces & Pipe	\$69.00
W. B. Wood & Son	Supplies	3.40
Stanislaus Lumber Co	Cement	424.58
C. L. Hunter	Eight loads gravel	32.00
Modesto Lumber Co	Lumber	54.69
Donley & Pyle	Supplies	18.45
J. H. Pinckney	Blacksmithing	2.50
Southern Pacific Co.		16.18
Gladding, McBean & Co.	Supplies	246.54
E. E. Blesmier	Blacksmithing	13.75
Union Savings Bank	Cash advanced	728.75
		<u>\$1609.64</u>

WATER FUND.

Pacific Tel. & Tel. Co	Telephone Service	\$6.85
Modesto Repressed Brick Co.	Brick	5.00
Modesto Fuel Co.	Coal	6.00
Modesto News	Advertising & Printing	2.70
T. A. Pillman	Hauling	1.00
Rodefild Mfg. Co	Supplies	16.86
Turner Hardware & Impl. Co.	Supplies	4.50
Modesto Lumber Co.	Cement	1.50
Sierra & S.F. Power Co.	Power	263.70
Modesto Gas Lt. Coal & Coke Co.	Rental of Lots & Machinery	125.00
Crane Co	Supplies	391.63
W. O. Thompson	Cash Advanced	30.61
Union Savings Bank	Cash Advanced	171.00
		<u>\$1026.35</u>

MUSIC AND PROMOTION FUND.

Modesto Choral Society		\$25.00
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FIRE DEPARTMENT FUND.

Donley & Pyle	Fire Hose, etc.	\$150.00
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Upon motion the Council adjourned.

Attest:

W. O. Thompson  
City Clerk.

Approved:

B. J. Thru  
Mayor.

Council, City of Modesto.  
Wednesday, April 24th, 1912.

The Council met in regular meeting.  
Present- Councilmen Mess, Perley, Schafer, Swan and Mayor Wren.

In the Matter of Minutes:-

The minutes of the last regular meeting of April 10th, 1912, read and ordered approved.

In the Matter of Building Permit:-

An application from L. A. Watson requesting permission to enclose a space 25 ft. by 40 ft. situated in the rear of his brick building on Lot 22 Block 54, the structure to have concrete floor, sidewalls and roof of corrugated iron, and containing the consent of adjacent property owners was read and upon motion by Councilman Swan, seconded by Councilman Perley, the application was granted as asked for.

In the Matter of Ordinances:-

ORDINANCE NO. 24 N.S.

An ordinance providing for the employment of Supervising Engineer for the reconstruction, enlargement and extension of the Modesto City Water System and which was regularly introduced, adopted and passed to print April 10th, 1912, and having been published as required by law, Councilman Perley moved the final adoption of the Ordinance. The motion was seconded and the ordinance adopted, final, by unanimous vote.

ORDINANCE NO. 25 N.S.

An ordinance to be known as Ordinance No. 25 N.S. and entitled " An Ordinance regulating the use of public streets and alleys within the City of Modesto " was read and introduced by Councilman Perley who moved its adoption. The motion was seconded and the ordinance adopted and passed to print by unanimous vote.

In the Matter of Awarding Contract for the Paving of "H" Street between Second and Eighth Streets:-

The Council having on the 14th day of February, 1912 duly adopted and passed a Resolution of Intention to do certain street work therein described, which resolution is entered in the minutes of said Council of that date and is numbered and referred to as Resolution of Intention No. 41, and all due and legal proceedings having been thereafter had under and pursuant to said resolution, as appears by the records of said Council, and said resolutions and notices having been published and posted as required by law and the order of this Council and due proof thereof having been made, and this being the time fixed by said resolution and notice for receiving, opening, examining and declaring such bids and proposals: The Council now in open session proceeded to so open, examine and declare the same. There being but one bid on file, namely that of the Worwick Street Paving Company, of Fresno, and said bid having been duly opened and considered, whereupon the following Resolution of Award No. 41 was introduced and unanimously adopted:

Resolution of Award

No. 41.

WHEREAS, the Council of the City of Modesto did, in open session, on the 24th day of April, 1912, publicly open, examine, and declare all sealed proposals or bids for doing the following work in said City, to-wit:-

That "H" Street in said City, between the curb lines, from the Northeast line of Second Street to the Southwest line of Eighth Street, except all the intersections of streets and alleys, and also, excepting therefrom any of said work already done to the official grade, also excepting however, from all of the foredescribed work, such portions as are required by law to be kept in order or repair by any person or company having railroad tracks thereon.

Be graded and thereupon paved to the official grade with asphalt concrete curbing and to further construction concrete gutters, and all of such grading, paving, curbing and construction of gutters, shall be done in accordance with plans and specifications heretofore adopted for doing said work and now on file in the office of the City Clerk.

RESOLVED, that the said Council hereby rejects all of said proposals or bids except that next herein mentioned, and hereby awards the contract for doing said work and improvements to the lowest responsible bidder, to-wit:

The Worwick Street Paving Company, at the prices named in their bid. The City Clerk is hereby directed to post notice of this award conspicuously for five days, on or near the Council Chamber door, and also publish said notice by two insertions in the Modesto News, a daily newspaper published and circulated in said City, and hereby designated for that purpose by said Council.

In the Matter of Water and Sewer for the Eastern Addition to the City of Modesto:-  
The following communication and agreement was presented to the City Council, read and the same accepted by the unanimous adoption by the Council of Resolution No. 62 N.S. as herein-after appears:-

To the Honorable City Council  
Of the City of Modesto,  
State of California.

Gentlemen: The Redwood City Realty Company, a corporation, is the owner of the real property known as the Eastern Addition to the City of Modesto, and is desirous of putting in a system of water and sewer throughout said tract, which can be taken over by the City and made a part of its municipal system, and now proposes to install such water and sewer system and pay all the cost thereof, and grant and convey the same to the said City in accordance with the terms of an agreement submitted to you herewith; and said Corporation now proposes that this offer be accepted by your Board, and the proper officers of the City be authorized and directed to enter into and execute said agreement and deliver the same to the said corporation upon the completion of said system and the delivery thereof to the said City.

Dated this 22nd day of April, 1912.

Redwood City Realty Co.,  
By George C. Ross,

President.

One Thousand Nine Hundred and Twelve, by and between the Redwood City Realty Company, a corporation, the party of the first part, and the City of Modesto, a municipal corporation, the party of the second part,

W-I-T-N-E-S-S-E-T-H

That, WHEREAS, the said party of the first part is the owner of the real property known as the Eastern Addition to the City of Modesto according to the map of said Eastern Addition now of record in the office of the Recorder of the County of Stanislaus, State of California, and is desirous that water be furnished for domestic purposes to it, and to all persons who may purchase or occupy any part of said Addition, and want a sewer system to be laid and maintained throughout said tract, and that said water system and sewer system shall be owned, operated and controlled by said City of Modesto as a part of its municipal water and sewer systems; and,

WHEREAS, said Realty Company is advised that said City of Modesto has not now on hand, sufficient moneys available to build or construct either a water system or a sewer system in said Eastern Addition.

NOW, THEREFORE, the said Realty Company hereby agrees that it will construct and install a water system for domestic and municipal purposes, and will also lay and construct proper sewers in said Eastern Addition to the City of Modesto, and will pay the entire initial cost of constructing and installing said water system and sewer system, and will upon the completion thereof, grant, transfer, and convey both of said systems, and all its rights in and to all of the pipes and materials used in or forming a portion of either said water or sewer systems, to said party of the second part, and that it will build and construct and install each of said systems according to plans, specifications and conditions, which may be required by said City, and under its direction, and that it will also keep an accurate account of the initial cost of so installing and constructing both said water system and sewer system, and submit said account with receipted bills to said City for its inspection; and

The said party of the second part in consideration of the premises hereby agrees that it will purchase of and from the said party of the first part all of said water system and sewer system when constructed and installed by said party of the first part as hereinbefore set forth, and will pay to said party of the first part upon the party of the first part executing and delivering to said City a grant and conveyance of said two systems, the initial cost for the construction and installing thereof in the manner following, that is to say;

That whenever the gross income from the water sold for domestic purposes by said City to inhabitants or owners of property in said Eastern Addition shall equal or exceed the sum of \$100.00 per year, then the said City shall and will pay to the party of the first part during the following current year, the sum of \$1,000; thereafter, when the gross income shall exceed the sum of \$200 will pay during the following current year, the sum of \$1,000; when the gross income shall exceed the sum of \$300 will pay during the following current year the sum of \$1,000; when the gross income shall exceed the sum of \$400 will pay during the following current year the sum of \$1,000; when the gross income shall exceed the sum of \$500 will pay during the following current year the sum of \$1,000; when the gross income shall exceed the sum of \$600 will pay during the following current year the sum of \$1,000; when the gross income shall exceed the sum of \$700 will pay during the following year the remainder of the initial cost; provided, however, that the said party of the second part shall and may have the right and option of paying the whole or any part of the initial cost of said two systems prior to the time of maturity as herein before mentioned. In no event shall more than \$1,000 become due under this agreement in any one year.

It is further expressly understood and agreed, however, that the said party of the second part may and shall have the right of determining the original or initial cost of installing and constructing said water and sewer system, and that such cost shall in no event exceed the cost of similar work done for or on behalf of the said party of the second part.

It is further understood and agreed that after the installation, construction and completion of said water system and sewer system, and the grant and conveyance thereof to the said City, that the said party of the second part shall have and receive all of the rents, issues and profits thereof, and is thereupon to operate, maintain and keep in repair, said water system and said sewer system at its own expense.

IN WITNESS WHEREOF, the said party of the first part, by resolution of its Board of Directors, has heretofore duly authorized its president and secretary to sign the same and said president and secretary have hereunto signed the name of said corporation and affixed its corporate seal thereto, and the said party of the second part, by resolution of its Board of Councilmen, has hereunto affixed its name and seal by its proper officials.

RESOLUTION NO. 62 N.S.

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

That WHEREAS, the Redwood City Realty Company, a corporation, and the owner of that portion of the City of Modesto known as the "Eastern Addition to the City of Modesto" has presented to this Council a proposition to sell to the City of Modesto a water and sewer system to be constructed in said Eastern Addition by said Redwood City Realty Company, for a sum not to exceed the initial cost of such water and sewer system on the terms and conditions as set forth in proposed agreement hereto annexed, and

WHEREAS, it appears to this Council that it would be to the advantage of said City to accept said proposition,

Therefore, BE IT RESOLVED, that said proposition be accepted, as set forth, subject to the provision of the Charter of the City of Modesto, relating to the Referendum as applied to ordinances, and to the right of the electors of said City to reject the same when submitted to them in the form of an ordinance providing for the acquisition of said water and sewer system.

In the Matter of inviting bids for the Improvement of the Street and Alley Intersections on "G" and "H" Streets:-

Councilman Schafer moved that the clerk be authorized and directed to advertise for bids for the improvement of the following street and alley intersections:-

For the construction of cement concrete curbs, cement concrete gutters, laying of culverts, grading, and for paving with asphalt concrete the intersections of the roadway of Tenth and "G", Eleventh and "G", Twelfth and "G" and Thirteenth and "G" on "G" Street; and Third and "H", Fourth and "H", Fifth and "H", Sixth and "H", Seventh and "H" on "H" Street in the City of Modesto and the alley intersections on "G" Street between Seventh and Fourteenth Streets and the alley intersections on "H" Street between Second and Eighth Streets in the City of Modesto, State of California, in accordance with plans and specifications now on file in the office of the City Clerk.

Bids to be received up to 7.30 O'clock P.M. of Wednesday May 8th, 1912, the Council

reserving the right to accept or reject any and all bids.

In the Matter of Gutter Culverts:-

Upon request C. D. Swan was granted permission to construct culverts over the gutters leading to the sidewalk at the corner of 9th and "I" Streets of Block 55.

Upon motion the Council adjourned.

Attest:

H. C. Thompson  
City Clerk.

Approved:

G. J. Wren  
Mayor.

Monday, May 6th, 1912.

The Council met in special session at the call of the Mayor, written notice having been delivered to each of the Councilmen and duly acknowledged as required by Ordinance No. 2 N.S. of the City of Modesto.

Present- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

The meeting was called by the Mayor for the purpose of introducing and adopting a resolution ordering the sale of the 165 municipal bonds authorized by the election held in said City on March 5th, 1912, and authorizing and directing the City Clerk to advertise for bids for the same.

The meeting being duly called to order, whereupon Mayor Wren read the following resolution:-

Resolution No. 63 N' S.

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

That the Municipal Improvement Bonds in the sum of \$82,500 voted for by the qualified electors voting at a special election for said purpose held in the City of Modesto on the 5th day of March 1912, being One Hundred and Sixty Five bonds in the denomination of \$500.00 each, numbered from One to One Hundred Sixty Five, inclusive, payable five (5) bonds each year for thirty three years, be offered for sale at the hour of 7.30 o'clock P.M. on the 22nd day of May, 1912 at the meeting place of the said Council in the City Hall 717- 10th Street in said City, and that bids for said bonds be received by the City Clerk of the City of Modesto up to the hour of five (5) o'clock P.M. on the said 22nd day of May 1912.

That sealed bids be received and that each bid be accompanied by a deposit in Gold coin of the United States, or by a certified check, payable to the Mayor of the said City of Modesto, certified to by a responsible bank, for a sum which shall not be less than ten (10) per cent of the aggregate of the bid accompanying said deposit or said Certified check.

BE IT FURTHER RESOLVED, that the clerk of the said City of Modesto be, and he is hereby ordered and directed to publish notice of the offering for sale of said bonds, such notice to be published at least ten (10) days prior to the sale of said bonds in the Modesto News, a newspaper printed and published daily (except Sundays) in the said City of Modesto, and that said notice shall be substantially in the following form;

B-O-N-D S-A-L-E  
NOTICE CALLING FOR SEALED BIDS

By order of the Council of the City of Modesto, County of Stanislaus, State of California, sealed bids will be received by the City Clerk of said City at his office in the City Hall, No. 717 - 10th Street in the said City of Modesto, up to 5 o'clock P.M. on the 22nd day of May 1912, for the purchase of one hundred and sixty five Municipal Improvement Bonds, the same being water extension bonds of the said City of Modesto, dated May 1st, 1912, bearing interest at the rate of five (5) per cent per annum, payable semi-annually, each of said bonds being of the denomination of Five Hundred Dollars. Five (5) of said bonds, in numerical order, beginning with number One, will be redeemed on the Second day of January of 1913.

The first installment of interest on said bonds (being the interest thereon from May 1st, 1912 to July 2nd, 1912) will be paid on the 2nd day of July 1912, and thereafter the interest on the said bonds shall be paid at the end of each six months, commencing on the 2nd day of January 1912, said semi-annual installments of interest to be the full amount of interest due on said bonds on the date said installments are paid.

No bid for less than par and accrued interest on said bonds to date of delivery will be considered.

All bids must be accompanied by a deposit in Gold Coin of the United States, or by a check payable to the Mayor of the said City of Modesto, certified to by a responsible bank, for an amount which shall not be less than ten (10) per cent of the aggregate of the bid accompanying said deposit or said check. Said deposit of gold coin or check shall be conditioned that if such bid is accepted the balance of such amount so bid shall be paid upon the delivery of said bonds.

All bids must be unconditional. A certified copy of all proceedings had in the matter of holding the special election at which said bonds were voted to be issued, and relating to the issuance of said bonds, will be furnished to any bidder by the City Clerk of said City of Modesto upon application for the same at his office in said City, or by mail.

The validity of these bonds has been passed on by Messrs. O'Helveney, Stevens & Millikin, Attorneys at Law, Los Angeles, California, a copy of which opinion will be furnished

with each abstract'

The Council reserves the right to reject any and all bids.  
Dated May \_\_\_\_\_ 1912.

W. O. Thompson,  
City Clerk of the City of  
Modesto.

The foregoing Resolution No. 63 N.S. having been read by the Mayor, Councilman Moss moved its adoption. The motion was seconded by Councilman Perley and the Resolution adopted by the unanimous vote of the Council.

Upon motion the Council adjourned.

Attest:

W. O. Thompson  
City Clerk.

Approved:

G. J. Wren  
Mayor.

Council of the City of Modesto,  
Wednesday May 8th, 1912.

The Council met in regular meeting.

Present- Councilman Moss, Perley, Schafer, Swan and Mayor Wren.

In the Matter of Minutes:

The minutes of the last regular meeting of April 24th, 1912 and the minutes of the Special Called Meeting of May 6th, 1912 were read and ordered approved as read.

In the Matter of Water Furnished for Building Material:-

W. H. Howell was before the Council concerning the present method of collecting water rates from builders, the matter was discussed and referred to the Commissioner of Public Works.

In the Matter of Ordinance:-

Ordinance No. 25 N.S.

An ordinance regulating the use of Public Streets and alleys within the City of Modesto, and which was regularly introduced, adopted and passed to print April 24th, 1912, and having been published as required by law, Councilman Perley moved the final adoption of the ordinance. The motion was seconded and the ordinance adopted, final, by unanimous vote.

In the Matter of Lease of Cressey Well:-

Inasmuch as the lease and option to purchase the Cressey well expire on May 10th, 1912, Councilman Perley moved that the Commissioner of Public Supplies be authorized to extend the agreement for a period of sixty days with privilege on behalf of the City of purchasing before the expiration of that time.

In the Matter of Opening Bids for the Improvement of the Street and Alley Intersections on "G" & "H" Streets:-

This being the time fixed by resolution for the Council and in accordance with published Notice to Bidders inviting sealed proposals for the improvement of certain street and alley intersections on "G" and "H" Streets by the construction of cement concrete curbs, cement concrete gutters, laying of culverts, grading and for the paving with asphalt concrete, all in accordance with plans and specifications heretofore adopted, and there being on file with the Clerk one bid for the same. It is ordered that the Council proceed to open and consider said bid, that of the Worswick Street Paving Company.

Whereupon said bid opened is as follows:

Grading per square foot	-----	\$.01 $\frac{1}{2}$
Paving per square foot	-----	.13 $\frac{1}{2}$
Cement Concrete Curbing, per lineal ft.	-----	.45
Cement Concrete Gutters, per square foot	-----	.22 $\frac{1}{2}$
Culverts, per lineal foot	-----	1.15

The said bid having been duly examined and considered, Councilman Perley moved that the bid of the Worswick Street Paving Company be accepted and the contract awarded to said Company in accordance with said plans and specifications. The motion was seconded by Councilman Moss, carried and so ordered.

In the Matter of Claims:-

The following claims against the City of Modesto were duly audited and allowed by the Council and warrants ordered drawn upon the following funds, to-wit:

GENERAL FUND.

Geo. E. Wallace	Fire Dept. Allowance for April	\$25.00
Fashion Shoeing Shop	Shoeing	12.00
Hub Stables	Single Rig	2.00
Modesto Teaming Co.	Hauling Gravel, etc.	11.00
Modesto French Laundry	Laundry	8.40
The Oakdale Leader	Advertising Ordinance	86.00
Patrick & Co.	Rubber Stamps	.90
Modesto Fuel Co.	Wood	2.15
Diamond Grocery Co.	Merchandise	10.90
Modesto Lumber Co.	Lumber	5.70
Modesto Gas-Lt, Coal & Coke Co.	Gas & Oil	81.00
King & Reynolds	Horseshoeing	4.00
Turf Shoeing Shop	Horseshoeing	13.50
W. B. Wood & Son	Merchandise	23.20
Pacific States Electric Co.	Merchandise	58.53
Rucker-Fuller Desk Co.	Furniture, etc.	51.25
Morris Bros.	Merchandise	31.70
Turner Hardware & Impl. Co.	Merchandise	4.55
Gerlach & Morath	Boots	11.00
Geo. R. Armstrong	Assessment Roll	24.40
The Grange Co.	Grain & Hay	48.15
Modesto Irrig. Dist.		20.00
Weil Furniture Co.	Maps Mounted	1.40
Donley & Pyle		.75
Golden West Market		5.50
Ira Harris		10.05
Standard Oil Co.		23.10
Samson Iron Works		16.30
The G.P.Schafer Co.		21.90
D.T.Bunker Garage		11.90
Port Huron Machinery Co.		155.00
Sierra & San Frisco Power Co.		166.06
H.J.Downey		7.60
The Modesto News		139.95
G.H.Freitas		13.80
Donkin & Bacon		3.50
F. Figueroa		3.00
Modesto Garage		10.00
Modesto Printing Co.		119.50
P. O'Leary		1.50
W.H.Bortle		5.00
Union Transfer		1.50
Modesto Transfer		.25
Modesto Electric Fixture Co.		.45
Stanislaus Lumber Co		196.00
J. H. Pinckney		23.25
Worswick Street Paving Co.		39.90
W. O. Thompson		50.00
		<u>\$1501.69</u>

WATER FUND.

Fashion Shoeing Shop	\$1.50
Modesto Gas Lt. Coal & Coke Co.	125.00
W. B. Wood & Son	2.20
Turner Hardware & Impl. Co.	1.25
Gerlach & Morath	6.50
Geo. A. Dennison	18.00
Ira Harris	3.80
Sierra & S.F. power Co.	372.55
The Modesto News	2.70
Donkin & Bacon	7.50
Modesto Repressed Brick Co.	30.00
The Mueller Mfg. Co.	86.44
Crane Co.	316.19
W. O. Thompson	12.35
	<u>\$985.98</u>

SEWER IMPT. FUND.

Union Savings Bank	\$54.00
Modesto Lumber Co.	13.89
Donley & Pyle	.80
Ira Harris	17.55
Bruce Bowker	1.00
Jos. Harris	2.75
H. J. Downey	1.50
Modesto Rochdale	8.40
Donkin & Bacon	18.75
	<u>\$118.64</u>

WATER IMPT' FUND.

J.N.Jensen	\$12.00
Crane Co.	<u>\$165.15</u>

STREET INTERSECTION FUND.

Worswick Street Paving Co.	\$5418.08
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MUSIC & PROMOTION FUND.

Modesto Choral Society	\$25.00
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FIRE DEP'T FUND.

Donley & Pyle	\$90.00
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In the Matter of Report of Engineer on Sidewalk Widths:-

The City Engineer submitted and filed his report with the Council regarding sidewalk widths in the City of Modesto and Additions within the corporate limits, the report states that owing to the many different widths of streets it is impossible to adopt a uniform width that would apply to the entire City and therefore recommends various widths for the different additions. Councilman Perley moved that the report be accepted and placed on file and that an ordinance be enacted to cover said recommendations. The motion was seconded, carried and so ordered.

In the Matter of Deed:-

The Redwood City Realty Co. having presented their deed to Block 9 of the Eastern Addition to the City of Modesto, and the same being in proper form, it is ordered that said deed be, and the same is, hereby accepted and ordered placed on Record.

In the Matter of Resolution:-

Resolution No. 64 N.S.

authorizing and directing the City Clerk to publish notice calling for sealed bids on the 29th day of May, 1912, for the furnishing of material and doing the necessary work on the reconstruction, enlargement and extension of the Modesto City Water System was introduced and unanimously adopted.

In the Matter of Reports:-

The reports from the various departments of the City Government were examined and ordered placed on file.

In the Matter of Water Connection for Mensinger Building:-

Upon motion by Councilman Perley, it is ordered that Mr. Mensinger be allowed a two inch connection with the City water mains for his new Theater Building on 10th Street. The same to be used for fire protection only.

In the Matter of City Team for Street Department:-

The purchase of a team for the use of the Street Department was referred to the Commissioner of Public Works with power to act in conjunction with the Commissioner of Public Affairs.

In the Matter of permit for Sandwich Wagon:-

Upon motion by Councilman Moss, W.J. Isel was granted a permit and license to run a sandwich wagon on the streets of Modesto, subject to police regulation, and at such license as may be determined.

In the Matter of Street Work:p

The work heretofore authorized to be done by the Council of the City of Modesto under the Street Improvement Act of 1911 and pursuant to Resolution of Intention No. 42 and fifteen days having expired after the last publication of Resolution of Intention No. 42 and the posting of the Superintendent's Notice, the Council proceeded to order the work done and improvement made as set forth in Resolution of Intention No. 42.

Resolution Ordering Street Work No. 42

and in accordance with certain plans and specifications heretofore adopted on the 13th day of March, 1912, and pursuant to Resolution of Intention No. 42 was introduced and upon roll call was declared adopted, having received the unanimous vote of the members of the Council.

Upon motion the Council adjourned.

Attest: H. Thompson City Clerk.

Approved: G. J. Shum Mayor.

Council, City of Modesto,  
Wednesday, May 22, 1912.

The Council met in regular meeting.

Present- Councilmen Moss, Perley, Schafer and Mayor Wren.  
Absent- Councilman Swan.

In the Matter of Minutes:-

The minutes of the last regular meeting of May 5th, 1912, read and approved.

In the Matter of Awarding Contract for the Paving of "K" Street from 9th to Needham Ave:-

The Council having on the 13th day of March, 1912, duly adopted and passed a Resolution of Intention to do certain street work therein described, which resolution is entered in the minutes of said Council of that date and is numbered and referred to as Resolution of Intention No. 42, and all due and legal proceedings having been thereafter had under and pursuant to said resolution, as appears by the records of said Council, and said resolutions and notices having been published and posted as required by law and the order of this Council and due proof thereof having been made, and this being the time fixed by said resolution and notice for receiving, opening, examining and declaring such bids and proposals; the Council now in open session proceeded to so open, examine and declare the same. There being but one bid on file, namely that of the Worswick Street Paving Company, of Fresno, and said bid having been duly opened and considered, whereupon the following Resolution of Award No. 42 was introduced and unanimously adopted:

Resolution of Award  
No. 42.

WHEREAS, the Council of the City of Modesto did, in open session, on the 22nd day of May, 1912, publicly open, examine, and declare all sealed proposals or bids for doing the following work in said City, to-wit:

That "K" Street in said City, between the curb lines from the Northeast line of Ninth Street to the Southwest line of Sixteenth (16) Street and the South line of Needham Street, except all the intersections of streets and alleys, and also excepting therefrom any of said work already done to official grade, also excepting, however, from all the aforesaid work such portions as is required by law to be kept in order by any person or company having railroad tracks thereon

Be graded and thereupon paved to the official grade with asphalt concrete pavement four (4) inches in thickness and curbed with cement concrete curbing and to further construct cement concrete gutters, and all of such grading, paving, curbing and construction of gutters, shall be done in accordance with plans and specifications heretofore adopted for doing said work and now on file in the office of the City Clerk.

RESOLVED, that the said Council hereby rejects all of the said proposals or bids except that next herein mentioned, and hereby awards the contract for doing said work and improvements to the lowest responsible bidder, to-wit: The Worswick Street Paving Company, at the prices named in their bid. The City Clerk is hereby directed to post notice of this award conspicuously for five days, on or near the Council Chamber door and also publish said notice by two intersections in the Modesto News, a daily newspaper published and circulated in said City, and hereby designated for that purpose by said Council.

In the Matter of Street License:-

A communication was received from J.T. Whited requesting the Council to grant him a permit to pop and sell pop-corn and peanuts on the streets of the City and free of license. In the absence of Commissioner Swan the matter was upon motion laid over until the next regular meeting.

In the Matter of Sale of Municipal Bonds:-

This being the time fixed pursuant to Resolution of the Council and published "Notice Calling for Sealed Bids", affidavit of the publication is herewith presented for filing and there being on file with the Clerk of this Board six bids for the same. The Council proceeded to open and consider said bids for the sale of \$82,500 of Municipal Bonds. Said Bids opened are as follows:-

J. H. Adams & Co.,  
Bid \$82,500, accrued interest and premium of \$2866.00.

E. H. Rollins and Sons,  
Bid \$82,500, accrued interest and premium of \$2235.75

N. W. Halsey & Co.,  
Bid \$82,500, accrued interest and premium of \$1827.00

G. G. Blymyer & Co.,  
Bid \$82,500, accrued interest and premium of \$1650.00

Harris T. & S. Bank,  
Bid \$82,500, accrued interest and premium of \$1050.00

S. A. Kean & Co., Chicago,  
We will give \$101.22 or \$83,506.50 and will furnish blank bonds free.

Whereupon Councilman Moss read and moved the adoption of Resolution No. 65 N.S. which resolution is as follows:-

Resolution No. 65 N.S.

BE IT RESOLVED, by the Council of the City of Modesto as follows; that  
WHEREAS, the said Council did on the sixth day of May, 1912, pass its resolution ordering the City Clerk of the said City of Modesto to publish notices offering for sale one hundred sixty five (165) municipal bonds of the City of Modesto aggregating in amount the sum of \$82,500 and fixing the 22nd day of May, 1912, as the time of opening and

WHEREAS, J.H. Adams & Company did file their bid offering for said bonds the sum of Eighty Two Thousand Five Hundred no/100 Dollars and accrued interest and a premium of Twenty Eight Hundred Sixty Six no/100 Dollars,

WHEREAS, said Council finds that the bid of said J. H. Adams & Company is the highest and best bid offered for said bonds,

NOW, THEREFORE, be it resolved that the said bid of said J. H. Adams & Company be accepted and that all other bids for said bonds be rejected.

The motion to adopt the foregoing resolution was seconded by Councilman Schafer, and the resolution adopted by the following vote:

Ayes: Councilmen Moss, Perley, Schafer, and Mayor Wren.  
Noes: None. Absent: Councilman Swan.

In the Matter of Surety Bond of La Grange Water & Power Co. executed Dec. 18, 1908:-

Upon application and request of Charles Northcutt, local manager of the Sierra and San Francisco Power Co., the following resolution was read, introduced and unanimously adopted, Councilman Swan being absent.

Resolution No. 66 N.S.

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

That, whereas, the La Grange Water & Power Company, a corporation, did on the 18th day of December, 1908, execute and deliver to the City of Modesto, a certain bond with the American Bonding Company of Baltimore as surety, and conditioned that said La Grange Water & Power Company would faithfully carry out the terms and conditions in a certain franchise granted to it by the said City of Modesto, including the franchise tax incidental to said franchise, and

WHEREAS, said La Grange Water & Power Company is no longer operating in the said City of Modesto, and said bond is of no further use or benefit to said City,-

BE IT RESOLVED that said bond be, and the same is hereby declared to be no longer required and is hereby discontinued and cancelled, and the clerk of this Council, is hereby instructed to notify the said surety, American Bonding Company of Baltimore, to that effect.

In the Matter of the "Initiative":-

A petition having been presented to the City Clerk on the 13th day of May, 1912, which petition was addressed to

The Honorable Council of the City of Modesto, and is as follows:

Gentlemen:

There is herewith presented to your Council a proposed ordinance entitled "An Ordinance for police regulation, relating to places where alcoholic liquors are sold, stored, delivered, kept, served, disposed of, or distributed, or given away within the corporate limits of the City of Modesto, County of Stanislaus, State of California; making unlawful the selling, storage, delivery, possession, disposal, distribution, or giving away (with certain exceptions) of such liquors within the City of Modesto, and repealing all ordinances and parts of ordinances in conflict herewith."

The undersigned, all of whom are qualified electors of the said City of Modesto, and comprising in numbers at least twenty-five per centum of the vote cast at the last preceding general municipal election held in the City of Modesto, respectfully request that your Council proceed to call a special election under the provisions of Article XIII of the Charter of the said City of Modesto and submit said proposed ordinance to a vote of the electors of said City.

And the City Clerk having attached to said petition his certificate dated May 21st, 1912 showing that after due examination from the records of registration that said petition is signed by qualified electors of the said City of Modesto equal in number to 25 per centum of the entire vote cast at the last preceding general municipal election.

The petition being in due form was filed by the City Clerk with the Council upon due examination of said petition by the Council and reading same. The petition was filed for further consideration and action by the Council.

In the Matter of Canvassing the Returns of the Special Municipal Election held on the Seventh day of May, 1912:-

Resolution No. 67 N. S.

WHEREAS, the Council of the City of Modesto did by Ordinance No. 20 N.S. call a Special Election for the 7th day of May, 1912 and submit to the qualified voters of the said City of Modesto and to the voters of the territory outside said city and hereinafter described, the proposition of whether said outside territory should be annexed to and become part of the said City of Modesto, which ordinance was published in full for a period of four successive weeks next preceding the date of said election, in the Modesto News, a newspaper of general circulation published in the said City of Modesto and for the same period in the Oakdale Leader, a newspaper of general circulation published in the County of Stanislaus, State of California and outside the corporate limits of the said City of Modesto, and,

WHEREAS, all the provisions of the law requisite to the calling of said election and the notices whereof were duly complied with and the Council of the said City of Modesto do so find and,

WHEREAS, said special election was on the said 7th day of May, 1912, held in all respects in conformity with the laws of the State of California and the ordinance of the said City of Modesto and,

WHEREAS, the proper officers of said election returned to and filed with the said City Clerk of said City the returns of said election and the said returns were duly opened and canvassed by the Council of the City of Modesto and the result of said election ascertained on this 22nd day of May, 1912.

NOW, THEREFORE, the Council finds and it is so declared that 322 votes were cast at said election within the corporate limits of the said City of Modesto and that 21 votes were cast at said election in the territory sought to be annexed and hereinafter particularly described.

That 172 votes were necessary to carry the said proposition for which said election was held. That said proposition voted for received a majority of the votes cast at said election, to-wit 226 votes and it is so found by the Council.

NOW, THEREFORE, be it resolved and declared by the Council of the City of Modesto relative to the calling, conduct and holding of the said election that all things required by law to be done in connection therewith were done and such is found to be the fact and that the results of the said election and the votes cast for the proposition submitted thereat were as follows, to-wit:

For the proposition to annex to the said City of Modesto the following described territory to wit:

Beginning at the Northeast corner of the South half of the Northeast quarter of Section 29, Township 3 South, Range 9 East, M.D.B. & M., thence North 0 deg 57' West 1320.792 feet to the common corner of Sections 20, 21, 28 and 29 of said township and range; thence South 89 deg. 57' East along the section line between Sections 21 and 28 a distance of 3953.895 feet to the Northeast corner of the Northwest quarter of the Northeast quarter of Section 28; thence south 0 deg. 57' East 1314.978 feet to the Southeast corner of the Northwest quarter of the Northeast quarter of said Section 28; thence South 89 deg. 58' West 3951.73 to the point of beginning. The above described land being the North half of the Northwest quarter and the Northwest quarter of the Northeast quarter of Section 28, township 3 South, Range 9 East, M.D.B. & M., County of Stanislaus, State of California,

There were 205 votes cast in favor of said annexation and 117 votes cast against said annexation within the corporate limits of the said City of Modesto and 21 votes were cast in favor of said annexation and no votes were cast against said annexation outside of the said City of Modesto and in the territory sought to be annexed.

That the total number of votes cast at said election were as follows:

	Votes cast within the City of Modesto.	
For Annexation.		Against Annexation.
205		117
	Votes cast outside the City of Modesto.	
For Annexation.		Against Annexation.
21		none.
Total.	<u>226</u>	<u>117</u>

That said proposition voted for received a majority of the votes cast at said election and the Council so find.

The foregoing Resolution No. 67 N.S. was introduced and adopted by the Council of the City of Modesto at a regular meeting held this 22nd day of May, 1912, by unanimous vote.

In the Matter of Map or plat of Russell Addition to the City of Modesto:-

A map of the Russell Addition, being a subdivision of Lot A Block 6 of the North Addition, having been presented to the Council for acceptance, and the map being in due form it is ordered that the same be accepted in accordance with Resolution No. 68 N.S. this day adopted.

Pending further consideration of business the Council, upon motion adjourned to Wednesday, May 29, 1912, at 7.30 O'clock P.M.

Attest:

W. O. Thompson  
City Clerk.

Approved:

E. J. Thum  
Mayor.

Wednesday, May 29, 1912.  
7.30 O'clock P.M.

The Council met pursuant to adjournment from regular meeting of May 22nd, 1912, and all members of the Council were present.

In the Matter of Bids for furnishing Material and Doing Work for the Reconstruction, Enlargement, and extension of the Modesto City Water System:-

This being the time fixed by resolution and notice for receiving, opening and examining and declaring bids and proposals for furnishing material and doing work for the reconstruction, enlargement and extension of the Modesto City Water System.

The Council now in open session proceeded to so open, examine and declare the same. Said bids opened are as follows:

(Under Section A of Specifications ).

Crane Co.  
For furnishing valves.

American Cast Iron Pipe Co.,  
For furnishing Pipe, Valves, Hydrants, Specials, Lead and Oakum.

United States Cast Iron Pipe and Foundry Company,  
For furnishing Pipe, Valves, Hydrants, Specials, Lead and Oakum.

R. E. Allen, Agency for R. D. Wood & Co., Philadelphia,  
For furnishing Pipe, Valves and Specials.

H. R. Boynton Company,  
For furnishing Valves and Hydrants.

G. D. Vincent,  
For furnishing Pipe, Valves, Hydrants, Specials, Lead and Oakum.

(Under Section "B" of Specifications.)

Wm. Heafy,  
Distribution of pipe and other material, trenching, Pipe laying, Setting Specials, Setting Hydrants, Setting Valves and taking up, cleaning and dipping old pipe.

Hamilton Brothers Construction Co.,  
Distribution of Pipe and other material, Trenching, Pipe Laying, Setting Specials, <sup>Setting Hydrants</sup> Setting Valves and taking up, cleaning and dipping old pipe.

Bishop and Stevenson,  
Distribution of Pipe and other material, Trenching, Pipe Laying, Setting Specials, Setting Hydrants, Setting Valves and taking up, cleaning and dipping old pipe.

C. D. Vincent,  
Distribution of Pipe and other material, Trenching, Pipe Laying, Setting Specials, Setting Hydrants, Setting Valves and taking up, cleaning and dipping old pipe.

All bids having been duly opened and considered, it is upon motion ordered that action be deferred until Friday Evening May 31st at 7 o'clock P.M. at which time the Council will meet in adjourned session.

In the Matter of the "Initiative":-

A petition having been presented to the City Clerk on the 29th day of May, 1912, which petition was addressed

To the Honorable Council of the City of Modesto, and is as follows:-

Gentlemen:-

Herewith is presented to your Honorable body a proposed ordinance entitled:

"An Ordinance relating to places where spirituous, vinous, malt, mixed, fermented, distilled, alcoholic, or any intoxicating liquors, may, under certain conditions and restrictions be sold, served, furnished or given away in the City of Modesto; providing for a license tax thereon, and for the collection of such license tax; forbidding and making unlawful the opening, keeping, conducting or carrying on of any place where any such liquors are sold, served, furnished or given away, and the sale, serving, furnishing or giving away of any such liquors, except at the places, in the manner, upon the conditions and under the restrictions in this ordinance provided; providing penalties for the violation of the terms of this ordinance and for the recovery of such penalties, and repealing all ordinances or parts of ordinances in conflict herewith."

The undersigned, all of whom are qualified electors of the City of Modesto, and comprising twenty five per centum of the vote cast at the last general municipal election held in the said City of Modesto, respectfully request that your honorable body proceed to call a special election under the provisions of Article XIII of the Charter of the City of Modesto, and submit said proposed ordinance to the vote of the electors of said City of Modesto.

And the City Clerk, having attached to said petition his certificate dated May 29, 1912 showing that after due examination from the records of registration that said petition is signed by qualified electors of the said City of Modesto equal in number to 25 per centum of the entire vote cast at the last preceding general municipal election.

The petition being in due form was filed by the City Clerk with the Council and upon due examination of said petition by the Council and reading the same.

Thereupon F.E. Johnston who filed the petition with the City Clerk appeared and stated that due to a clerical error he wished permission to make the following corrections; to insert the word "traffic" after the word "liquor" in line 9 on page 7, also to insert the words "midnight and " before the words "six o'clock" in line one on page 11 of said proposed ordinance. Upon advice of the City Attorney the permission was granted.

In compliance with Article XIII of the Charter of the City of Modesto, the Mayor read the following entitled Ordinance which was introduced and unanimously adopted.

Ordinance No. 26 N. S..

An ordinance calling a special election in the City of Modesto, County of Stanislaus, State of California, for the purpose of submitting to the qualified electors of said City of Modesto for their approval or rejection, two certain ordinances - one prohibiting (with certain exceptions) the sale or disposal of intoxicating liquors within said City and the other providing for a license tax and regulation on the sale of such liquors.

In the Matter of Resolution No. 69 N.S.

Resolution No. 69 N. S.

directing the City Clerk to publish notice Calling for bids for boring wells 5-7-10-12-14 and 16 inches in diameter and the furnishing of black and galvanized well casing 5-7-10-12-14 and 16 inches in diameter and of 14 and 16 iron, was introduced and unanimously adopted.

In the Matter of Communication:-

A communication was received from Headquarters Flag Fete Committee of Los Gatos inviting the Council and citizens to be present June 14, 1912, and help celebrate Flag day; Upon motion Councilman Moss was appointed to represent the City.

Upon motion and pending the further consideration of business the Council adjourned to meet Friday May 31st, 1912 at 7.30 o'clock P.M.

Attest:

H. D. Thompson

City Clerk.

Approved :

G. J. Brown

Mayor.

Council, City of Modesto,  
Friday, May 31, 1912,  
7.30 P.M.

Council met pursuant to adjournment with all members present.

In the Matter of Further Consideration of Bids for Furnishing Material and Performing Labor for the Extension of the Modesto City Water System:-

In the consideration of said bids the Council found the bid of the American Cast Iron Pipe Co. for furnishing material and the bid of Hamilton Brothers Construction Co. for performing labor to be irregular and were therefore rejected and not considered in said award. Thereupon the following Resolution of Award was introduced and unanimously adopted.  
Resolution No. 70 N.S.

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

THAT, WHEREAS, said Council did heretofore advertise for bids for furnishing material and performing labor for the extension of the Modesto Water System, and

WHEREAS, certain bids were filed and were considered by the Council this 31st day of May, 1912, and

WHEREAS, the Council do find that the lowest regular bid for cast iron pipe and special castings was filed by the United States cast Iron Pipe and Foundry Co. and the lowest regular bid for valves was filed by Crane Company and the lowest regular bid for labor and hydrants was filed by C. D. Vincent,

THEREFORE, BE IT RESOLVED that the bids of the said United States Cast Iron Pipe and Foundry Co., Crane Company and C. D. Vincent, as aforesaid, be accepted and that all other bids for furnishing material and performing labor be and they are hereby rejected.

The material and labor referred to above are the material and labor referred to in the plans and specifications and notice calling for bids for the same, which plans and specifications and notice are hereby referred to and made a part of this resolution to the same effect as though the same were set out in full herein.

In the Matter of Salary of City Attorney:-

Upon motion by Councilman Perley, seconded by Councilman Swan and so ordered that the salary of City Attorney be increased to \$1,000 per year and that an ordinance be prepared to that effect.

In the Matter of Water Rate for Modesto Creamery:-

Upon motion it is ordered that the sum of \$100.00 be paid by the Modesto Creamery for water furnished by the City to date, June 1st, 1912.

Upon motion the Council adjourned.

Attest:

W. O. Thompson  
City Clerk.

Approved:

G. J. Wren  
Mayor.

Council, City of Modesto,  
Monday June 10th, 1912.  
7.30 o'clock P.M.

The Council met in special session at the call of the Mayor; written notice having been delivered to each of the Councilmen and duly acknowledged as required by Ordinance No. 2 N.S. of the City of Modesto.

Present- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

The meeting was called by order of the Mayor for the following purposes:-

- 1.- Introducing an ordinance authorizing the purchase of hay and barley for the use of the City of Modesto, and purchase of horses and harness.
- 2.- Introducing an ordinance fixing the salary of the City attorney.
- 3.- Introducing and adopting a resolution ordering the execution of contracts with various contractors for material and labor for the reconstruction of the Modesto City Water System.

The meeting being duly called to order, the Mayor briefly stated the purpose of calling the meeting, and Councilman Schafer read and introduced Ordinance No. 27 N.S. entitled "An Ordinance providing for the purchase of certain supplies for the use of the City of Modesto" and moved its adoption. The motion was seconded, carried and so ordered.

Councilman Perley read and introduced Ordinance No. 28 N.S. entitled "An Ordinance fixing the compensation of the City Attorney of the City of Modesto" and moved its adoption. The motion was seconded, carried and so ordered.

The following Resolution was introduced and unanimously adopted:

Resolution No. 71 N.S.

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

That the Mayor of the City of Modesto be, and he is hereby authorized to execute contracts in the name of the City of Modesto with the following named parties for supplies and labor for the re-construction of the Modesto City Water System, to-wit;

With Crane Company for valves, at the prices set out in the bid of said Crane Company.

With the United States Cast Iron Pipe and Foundry Company, for cast iron pipe and specials, at the prices set out in the bids of said United States Cast Iron Pipe and Foundry Company.

With C. D. Vincent, for labor to be performed and materials furnished at the prices set forth in the bids of said C. D. Vincent.

Upon motion the Council adjourned.

Attest:

*A. O. Thompson*

City Clerk.

Approved:

*G. J. Wren*  
Mayor.

Council, City of Modesto.,  
Wednesday, June 12, 1912.

The Council met in regular meeting.

Present: Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

In the Matter of Minutes:-

The minutes of the last regular meeting of May 12nd, 1912, and the minutes of the regular adjourned meetings of May 29th and May 31st, 1912, and the minutes of the special called meeting of June 10th, 1912, were read and ordered approved as read.

In the matter of fly traps:-

Geo. T. Hanscom addressed the Council concerning the fly pest in the City and suggested that the Council purchase a number of fly traps, a sample of which was before the Council, and place them along the streets. The matter was referred to the Commissioner of Public Health and Safety with authority to purchase the number of traps he deemed advisable for use of City property.

In the Matter of Petition of Wages:-

Attorney Leon Yanckwich appeared before the Council in the interests of a petition which he had filed with the City Clerk concerning the wages paid by the City to laborers in laying sewer laterals. The petition stated that the wages paid were less than formerly paid by the City and asked that the wages of the men be raised from \$2.50 to \$3.00 per day. The petition was referred to the Commissioner of Public works.

In the Matter of purchase of Real Estate:-

F. A. Cressy, Sr., was before the Council and presented his abstract of title and deed to the City of lots 22- 23 - and 24 of Block 71. Whereupon the following resolution was introduced and unanimously adopted.

Resolution No. 72 N.S.

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

THAT, WHEREAS, the said Council did by proper ordinance provide for the purchase of the following described real property, to-wit: Lots 22, 23, and 24 Block 71 of the City of Modesto, and

WHEREAS, a deed for said property duly executed by Modesto Gas Light Coal & Coke Co has been presented to this Council;

BE IT RESOLVED; that said deed be accepted and that the City Clerk cause the same to be duly recorded.

In the Matter of Fire Hydrants:-

F. A. Weast was before the Council and asked for the installation of Fire Hydrants for the better protection of property from fire, in blocks 10-11-13-15-16-17 and 18 Maze Addition. The Mayor informed Mr. Weast that the matter was under consideration and that ample fire protection would be afforded as soon as wells and water mains which are soon to be constructed justified it.

In the Matter of Water Rate:-

J. L. Ward of the Ward Furniture Co. was before the Council and made complaint concerning the water rate as fixed by City Ordinance as applied to his building. The Council decided that the present schedule of water rates be paid. Under the ordinance Mr. Ward having the privilege of installing a water meter should he so elect.

In the Matter of Bids for Boring Wells and Furnishing Well Casing:-

This being the time fixed by resolution and notice for receiving bids for Boring wells and furnishing well casing; and there being two bids on file, the Council proceeded to open, examine, and declare the same.

Said bids are as follows:-

Bids of Howell & Howell for boring wells and the bid of B. Weil & Sons for furnishing well casing and the said bids being duly considered, it is upon motion by Councilman Perley duly seconded and so ordered that the bid of Howell & Howell for boring well be accepted in accordance with their bid so on file and the published notice calling for said bids and that the Mayor be, and he is, hereby authorized to execute said contract and it is further ordered that the bid of B. Weil & Sons be laid over for further consideration.

In the Matter of Steam Road Roller:-

A communication was received from the Port Huron Machinery Co. concerning the Steam Road Roller which the City is renting from said Company under agreement to purchase same and submitting a proposition to allow an extra discount of \$50.00 on balance of purchase price for cash settlement. The proposition was not accepted by the Council.

In the Matter of Sewer Extension:-

Theo. Turner was before the Council and asked that the City Sewers be extended to the alley in the rear of his property at 1901 Annie Street. Inasmuch as this alley is not open through the entire block, the matter was referred to the City Engineer for investigation and report back to the Council.

In the Matter of Closing Alleys:-

A communication was received from the Pratt-Low Preserving Company requesting that the alleys in Blocks 46, 47 and "U" be officially closed, The matter was taken under consideration and the Council asked that a formal request be filed from all parties interested.

In the Matter of Reports:-

The monthly reports from the various departments of the City Government were examined and ordered placed on file.

The report of the City Engineer on the completion of the Liquifying tank and containing a statement of all outstanding accounts as filed against Contractor J.C. Armstrong was submitted and laid over for further consideration.

In the Matter of Services of Election Officers:-

Councilman Moss moved that the sum of \$4.00 be allowed as compensation to each Election Officer for services rendered at the special Municipal Election held May 7th, 1912. The motion was seconded, carried and so ordered.

In the Matter of Ordinance:-

Ordinance No. 26 N.S.

An Ordinance calling a special election in the City of Modesto, County of Stanislaus, State of California, for the purpose of submitting the qualified electors of said City of Modesto for their approval or rejection two certain ordinances, one prohibiting (with certain exceptions) the sale or disposal of intoxicating liquors within said City and the other providing for a license tax and regulation on the sale of such liquors and which was regularly introduced, adopted and passed to print May 29, 1912, and having been published as required by law, the Mayor asked that said ordinance be finally adopted and upon Roll call said ordinance was adopted, final, by unanimous vote.

In the Matter of Claims:-

The following claims against the City of Modesto were duly audited and allowed by the Council and warrants ordered drawn upon the following funds, to-wit:-

GENERAL FUND.

Meyer I. Simpson	\$50.00
Geo. E. Wallace, Fire Chief	25.00
Port Huron Mach. Co	190.00
Modesto Irrig. Dist.	20.00
W. O. Thompson	11.00
Union Savings Bank	190.76
Claude Maze	115.15
The Modesto News	109.30
Modesto Gas-Lt., Coal & Coke Co.	69.00
Turf Shoeing Shop	18.50
Ed. E. Wood	.50
F. A. Kurtz	5.00
Modesto French Laundry	11.95
Fashion Shoeing Shop	12.00
Lambert Bros.	4.50
Standard Oil Co.	23.80
League of Calif. Municipalities	30.00
Sheriff of Stanislaus Co.	122.50
M. Rinehart	3.00
The Nauner Company	55.00
Patrick & Co.	6.50
Pacific Tel. & Tel. Co.	18.20
The Grange Co.	30.34
Modesto Printing Company	11.00
General Electric Co.	54.95
W. L. Saxby	5.00
G. E. Wallace, Fire Chief	38.00
G. A. Berry	84.56
Yosemite Transfer Co.	1.00
Ira Harris	26.20
Donkin & Bacon	5.50
H. H. Herron	7.85
W. B. Wood & Son	30.90
H. J. Downey	7.85
King & Reynolds	4.00
Stanislaus Lumber Co.	234.00
Donley & Pyle	34.40
Jos. Harris	.50
J. F. Campbell	150.00
Herald Pub. Co.	49.25
John H. Pinckney	118.35
The Modesto Lumber Co.	53.56
E. E. Shaw	45.00
Sierra & S. F. Power Co.	198.65
Turner Hardware & Impl. Co.	58.41

GENERAL FUND. CONT'D.

A. I. Sorenson	-----	\$ 2.50
Husband & Turner	-----	2.00
Morris Bros	-----	8.70
J, M, Ross	-----	.50
United Iron Works	-----	50.75
Worswick Street Paving Co.	-----	38.91
A. L. Holtham	-----	4.00
C. A. Spurrier	-----	4.00
A. P. Wisecarver	-----	4.00
W, J. Isel	-----	4.00
D. J. McAllen	-----	4.00
W. H. Bortle	-----	4.00
J. S. West	-----	4.00
J. H. Dirst	-----	4.00
J. T. Townson	-----	4.00
Klink, Bean & Co.	-----	1000.00
	-----	<u>\$3480.29</u>

WATER FUND.

Fairbanks, Morse & Co.	-----	\$255.00
W. O. Thompson	-----	59.37
Union Savings Bank	-----	7.50
Modesto News	-----	47.70
Modesto Gas- Lt. Coal & Coke Co.	-----	132.10
Pacific Tel. & Tel. Co.	-----	13.70
Ira Harris	-----	3.70
W. B. Wood & Son	-----	6.40
J. H. Pinckney	-----	.95
Sierra & S. F. Power Co.	-----	582.10
Turner Hardware & Impl. Co	-----	31.55
J. M. Ross	-----	.50
Modesto Transfer	-----	.50
Crane Company	-----	56.83
Southern Pacific Co.	-----	1.00
Baker & Hamilton	-----	53.50
Klink Bean & Co.	-----	450.00
	-----	<u>\$1702.40</u>

WATER IMPROVEMENT FUND.

J. H. Pinckney	-----	\$16.35
H. H. Severin	-----	7.75
Turner Hardware & Imp. Co.	-----	6.55
Pacific Mill & Mine Supply Co	-----	17.66
W. T. Garratt & Co.	-----	87.37
Crane Co.	-----	76.86
Meese & Gottfried Co.	-----	3.49
	-----	<u>\$216.03</u>

WATER IMPROVEMENT EXTENSION FUND.

Modesto Gas-Lt. Coal & Coke Co.	-----	\$9000.00
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SEWER IMPROVEMENT FUND.

Union Savings Bank	-----	\$33.00
Modesto Rochdale Co.	-----	2.50
H. J. Downey	-----	1.50
	-----	<u>\$37.00</u>

STREET INTERSECTION FUND.

Worswick Stret Paving Co.	-----	\$5928. 10
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MUSIC & PROMOTION FUND.

Modesto Choral Society	-----	\$25.00
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Pending the further consideration of business the Council adjourned to meet Thursday, June 13th, 1912 at 7.30 O'clock P.M.

Attest: H. O. Thompson City Clerk.

Approved: G. J. Huns Mayor.

Thursday, June 13th, 1912.  
7.30 O'clock P.M.

Council met pursuant to adjournment, with all members present.

In the Matter of Leave of Absence of Councilman Perley:-

Upon request Councilman Perley was granted a leave of absence from the State for a period of 60 days.

In the Matter of Bids for Furnishing Well Casing:-

In the further consideration of Bids for furnishing well casing, bids for which were opened June 12th, 1912, it is upon motion duly seconded and carried and so ordered that the bid of B. Weil & Sons be and the same is hereby accepted in accordance with their proposal on file and the published notice to bidders and the City Attorney was requested to draw up a form of contract, the same to be executed by the Mayor on behalf of the City.

In the Matter of Fire Insurance:-

The Commissioner of Public Supplies was authorized and directed to have Fire Insurance Policies issued covering City Property and in such amounts as he deemed best to amply protect the City.

In the Matter of Liquifying Tank:-

In accordance with action of the Council heretofore taken concerning Contractor J. C. Armstrong and the completion of said contract, the Council taken up the matter of claims as filed in the City Clerk's Office against the Contractor and in the final settlement of said contract authorized the payment of the following claims:-

Crane Co	Material Furnished	\$801.24
Tuolumne Lumber Co.	Lumber	193.84
Donkin & Bacon	Labor & Material	23.65
Yosemite Transfer	Drayage & Freight	25.50
John S. Mills	Labor	17.50
L. A. Gregory	Labor	36.00
L. C. Smith	Labor	44.00
W. G. Wooldridge	Labor	14.00
J. T. Colford	Labor	32.00
L. H. Robinson	Labor	27.00
J. B. Brazelton	Lumber	56.00
		<u>\$1270.73</u>

In the Matter of Petition to pave 17th Street between "I" and "J" Streets:-

A petition petitioning the City Council to improve 17th Street between "I" and "J" Streets by causing the same to be paved with asphalt concrete pavement in accordance with plans and specifications heretofore adopted by the Council was read, accepted and ordered filed.

Said petition was signed by property owners representing more than a majority of frontage along said street.

In the Matter of Transfer of funds:-

Upon motion by Councilman Swan, seconded by Councilman Moss, it is ordered that the sum of \$8,000 be transferred from the Water Fund to the General Fund.

In the Matter of Resolution:-

The following resolution was offered by Councilman Moss who moved its adoption. The motion was seconded by Councilman Perley and unanimously adopted by the Council.

RESOLUTION NO 73. N.S.

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

WHEREAS, it has pleased Divine Providence to remove from the sphere of his earthly usefulness our friend, neighbor and business associate,

JOHN DUNN,

for many years one of our leading citizens, and at the time of his death President of the Board of Supervisors of Stanislaus County,

BE IT RESOLVED, that in the death of Mr. Dunn the City of Modesto, as well as the community at large, has lost a most useful and valued citizen, and a loyal and faithful worker for the up-building of our city, as well as a staunch champion of everything that goes to advance the moral welfare of our commonwealth,

BE IT FURTHER RESOLVED, That this Council, as a mark of respect, forthwith adjourn.

Thereupon the Council adjourned.

Attest:

H. O. Thompson  
City Clerk.

Approved:

G. J. Thomas  
Mayor.

The Council met in regular meeting.  
Present- Councilman Moss, Schafer, Swan and Mayor Wren.  
Absent on Leave- Councilman Perley.

In the Matter of Minutes:-

The minutes of the last regular meeting of June 12th, 1912 and of the regular adjourned meeting of June 13th, 1912 were read and ordered approved.

In the Matter of Bridge on Westerly City Limits:-

A petition signed by C. B. Weil, J. P. Snare and others and calling attention to the fact that in the construction of the main sewer line on Franklin Street, southward from "H" Street, a bridge which had been removed had not been properly replaced, upon report of Engineer Freitas that the bridge had been replaced practically in the same, if not better condition than before its removal. Councilman Swan moved that the petition be tabled and the Clerk instructed to notify petitioners of the Engineer's report. The motion was seconded by Councilman Moss and carried.

In the Matter of Ordinance:-

ORDINANCE NO. 27 N.S.

An Ordinance Providing for the Purchase of Certain Supplies for the Use of the City of Modesto, and which was regularly introduced, adopted and passed to print June 10th, 1912 and having been published as required by law, Councilman Moss moved its final adoption. The motion was seconded and the ordinance adopted, final, by vote of all members of the Council present.

ORDINANCE NO. 28 N.S.

An Ordinance Fixing the Compensation of the City Attorney of the City of Modesto, and which was regularly introduced, adopted and passed to print June 10th, 1912, and having been published as required by law, Councilman Swan moved its final adoption. The motion was seconded and the ordinance adopted, final, by vote of all members of the Council present.

In the Matter of Closing the Alleys in Blocks 46, 47 and fractional Block "U":-

A Petition signed by Modesto Gas-Lt. Coal & Coke Co., T. K. Beard and the Pratt-Low Preserving Company, the owners of Blocks 46, 47 and fractional Block "U" and asking the Council to vacate and abandon said alleys running through said blocks for the reason that the said alleys have never been laid out as public thoroughfares and is not used as such, and from its peculiar location can never be of any use as a public thoroughfare.

Councilman Schafer moved that the petition be received and filed and that the City Attorney be instructed to draw up an ordinance in proper form declaring said alley closed. The motion was seconded by Councilman Moss and carried.

In the Matter of having City's Books Examined:-

Mayor Wren brought up the matter of having the City's Books examined for the fiscal year ending June 30th, 1912, in accordance with the provisions of the Charter, and it being the consensus of opinion of the Council that the audit be made by Klink, Bean & Co.

The Mayor stated that he would take the matter up with said Company.

In the Matter of Street Improvement under the "Improvement Act of 1911":-

The following resolution was introduced by Councilman Swan and upon roll call was unanimously adopted.

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

THAT, WHEREAS, it is contemplated that certain improvements be made upon 17th Street from the Northwest property line of "I" Street to the Southeast property line of "J" Street, except the intersections of streets and alleys, and it is hereby desired to secure plans and specifications and an estimate from the City Engineer of the City of Modesto as to the cost of such contemplated improvements,

It is hereby RESOLVED that the said City Engineer be, and he is, hereby ordered to furnish plans, specifications and an estimate of the proposed cost and improvement to be made in the paving of said street with asphaltic concrete.

ENGINEER'S ESTIMATE.

In compliance with the foregoing resolution the City Engineer submitted and filed plans and specifications and his estimate of the cost of said work.

PLANS AND SPECIFICATIONS

as prepared and submitted by City Engineer, Geo. H. Freitas, adopted by resolution by unanimous vote as and for the plans and specifications for doing of said work.

RESOLUTION OF INTENTION NO. 43.

providing for the grading, paving with asphalt concrete, cement concrete curbing and cement concrete gutters for 17th Street from the Northwest property line of "I" Street to the Southeast property line of "J" Street as more fully set forth in said Resolution of Intention No. 43 N.S. was read and introduced by Councilman Schafer who moved its adoption. The motion was seconded and upon roll call was adopted unanimously.

Upon motion the Council adjourned.

Attest: H. O. Thompson  
City Clerk.

Approved: L. J. Wren  
Mayor.

Council, City of Modesto,  
Wednesday, July 10th, 1912.

The Council met in regular meeting.  
Present- Councilman Moss, Schafer, Swan and Mayor Wren.  
Absent on Leave - Councilman Perley.

In the Matter of Minutes:-

The minutes of the last regular meeting of June 26th, 1912 read and approved.

In the Matter of salary of Police Judge:-

Attorney J. B. Jennings, Judge of the Police Court of the City of Modesto, was before the Council and gave a brief report of the numerous cases which occupied the attention of the Court for the past year and the amount of fines collected and asked that the salary for the coming year be increased. Whereupon Councilman Swan moved that the salary of Police Judge be fixed at \$40.00 per month. The motion was seconded by Councilman Schafer, carried and so ordered.

In the Matter of Ordinances:-

ORDINANCE NO. 29 N.S.

Councilman Swan introduced an ordinance closing and vacating the alleys in Blocks Number 46 and 47 and Fractional Block "U" and moved its adoption. The motion was seconded and the ordinance adopted and passed to print by unanimous vote.

ORDINANCE NO. 30 N. S.

Fixing the compensation of the Judge of the Police Court of the City of Modesto at the sum of \$40.00 per month commencing with the first day of July, 1912, was introduced and upon roll call was adopted and passed to print.

*Fixing the compensation of the Chief of the Modesto City Fire Department at \$100 per month was introduced and upon roll call was adopted and passed to print.*

ORDINANCE NO. 31 N.S.

In the Matter of Salaries of Fireman:-

Councilman Swan moved that the Salaries of subordinate firemen be \$65.00 per month during the first year of service, \$70.00 per month during the second year of service and \$75.00 per month beginning with the third year of service and that \$75.00 per month be the maximum salary. The motion was seconded, carried and so ordered.

A communication was received from City Electrician, W. I. Carpenter, relative to the City purchasing a motorcycle for use of inspectors of building and looking after street lights. The matter was laid over for further consideration on the return of Commissioner Perley.

In the Matter of Deed of Easement:-

The Redwood City Realty Company, a corporation, having presented its deed of Easement to the City of Modesto for the purpose of laying, erecting and thereafter maintaining sewer pipes, gas pipes, water pipes and a pole line through certain pieces or parcels of land situated in the Eastern Addition to the City of Modesto. It is upon motion by Councilman Schafer ordered that the same be accepted and the clerk is instructed to place the same on record.

In the Matter of Reports:-

The monthly reports of the various City officials were examined and ordered placed on file.

In the matter of Purchase:-

Councilman Schafer presented to the Council for their consideration several bids which he had received pursuant to published "Notice to Bidders", for the purchase of hay, barley, horses and harness. The bids having been examined were ordered filed for further consideration.

In the Matter of Hearing Applications and petitions for Saloon Licenses:-

This being the time fixed pursuant to publication for hearing applications and petitions for Saloon Licenses and there being on file fourteen applications for Saloon Licenses it is the opinion of the Council that no action be taken pending the result of the Municipal Election held this 10th day of July, 1912.

In the Matter of Services of Election Officers:-

Councilman Swan moved that the sum of \$4.00 be allowed as compensation to each Election Officer for services rendered at the Municipal Election held this 10th day of July, 1912. The motion was seconded, carried and so ordered.

In the Matter of Inviting Bids for the Improvement of the Street and Alley Intersections on "K" Street between 9th and 16th Streets:-

Councilman Schafer moved that the Clerk be authorized and directed to advertise for bids for the improvement of the street and alley intersections on "K" Street between 9th and 16th Streets, by the construction of cement concrete curbs, gutters, and paving with asphalt concrete. Bids to be opened Aug. 24, 1912.

The motion was seconded, carried and so ordered.

In the Matter of Claims:-

The following claims against the City of Modesto were duly audited and allowed by the Council and warrants drawn upon the following funds, to-wit:-

GENERAL FUND .

R. E. Davis	\$ 9.00
Electric Appliance Co.	75.33
J. B. Knight	4.00
C. A. Galvin	.50
Donkin & Bacon	.80
General Electric Co.	17.22
Modesto News	308.20
Latz	17.75
G. H. Freitas	6.00
W. O. Thompson, Auditor	70.13
Pacific Tel. & Tel. Co.	9.20
Geo. E. Wallace	74.00
Fashion Shoeing Shop	12.00
Dingley Garage	2.10
Fellows & Harmon	1.00
Modesto Lumber Co.	35.00
Smith & Sweet, inc.	3.00
Turf Shoeing Shop	5.50
Modesto Teaming Co.	8.40
Weil Furniture Co.	2.50
W. E. Daunt	27.65
Hartford Fire Insurance Co.	13.75
Liverpool & London & Globe Ins. Co. Ltd	35.00
J. H. Pinckney	7.30
W. B. Wood & Son	41.05
Port Huron Machinery Co.	115.00
J. C. Cavell	69.00
Donley & Pyle	11.60
A Carlisle & Co.	103.40
Herron's Garage	14.10
Modesto Irrig. Dist.	20.00
Standard Oil Co.	24.50
Morris Bros.	45.25
J. W. Richards	4.50
Turner Hardware & Impl. Co.	90.50
Modesto Gas-Lt. Coal & Coke Co.	25.30
B. L. Dallas	8.85
T. A. Pillman	5.00
W. B. Wood & Son	4.00
Modesto Electric Fix. Co.	1.90
Fredericks & George	2.00
C. S. Goodenough	1.90
Union Transfer	1.50
Victor T. Cesmat	3.00
Mabel Austin	15.00
Modesto Repressed brick Co.	63.00
Modesto French Laundry	8.55
H. J. Downey	6.70
Worswick Street Paving Co.	402.25
Sierra & S. F. Power Co.	208.95
J. F. Nunes	5.00
C. H. Grayston	113.75
Geo. E. Wallace, Fire Chief,	25.00
Home Const. Co.	12.50
Modesto Gas-Lt. Coal & Coke Co.	14.05
A. C. Fingerle	4.00
L. B. Walthall	4.00
Edith T. Bowker	4.00
May C. Stagg	4.00
J. P. Snare	4.00
S. W. Elliott	4.00
A. P. Wisecarver	4.00
Charlotte G. Griswold	4.00
Ruby Bell	4.00
LeOra M. Wood	4.00
C. A. Galvin	4.00
C. A. Spurrier	4.00
E. H. Zion	4.00
S. G. Snowden	4.00
Minnie A. Boepple	4.00
Maud Green	4.00
Julien Mourof	4.00
R. N. Hards	4.00
J. M. Turpen	4.00
Josie S. Wood	4.00
W. H. Bortle	4.00
Hattie H. Hunsaker	4.00
W. S. Mann	4.00
D. J. McAllen	4.00
Geo. T. Carpenter	4.00
Lillian Newcomer	4.00
E. A. Warburton	4.00
Flora McDonald	4.00
C. H. Griffith	4.00
C. H. Andrews	4.00
Worswick St. Paving Co.	30.00
	\$2474.73

WATER FUND.

Donkin & Bacon -----	\$ .58
Crane Co. -----	73.36
The Modesto News -----	26.73
W. O. Thompson, Auditor, -----	2.21
The Pacific Tel. & Tel. Co-----	6.85
Fashion Shoeing Shop -----	2.25
Ira Harris -----	.30
H. H. Severin -----	1.00
Hartford Fire Insurance Co-----	22.10
J. H. Pinckney -----	2.00
W. B. Wood & Son -----	1.35
J. W. Richards -----	7.35
Turner Hardware & Impl. Co.-----	2.50
Modesto Gas-Lit. Coal & Coke Co-----	.75
Modesto Repressed Brick Co.-----	10.00
Sierra & S. F. Power Co.-----	714.95
Byron Jackson Iron Works-----	1.05
Messe & Gottfried Co.-----	8.44
Home Construction Co.-----	1.35
W. E. Davis -----	40.50
	<u>\$932.95</u>

SEWER IMPROVEMENT FUND.

Grigler & Hunter -----	\$ 12.00
Ira Harris -----	12.40
H. J. Downey -----	3.00
	<u>\$27.40</u>

WATER IMPROVEMENT FUND.

United Iron Works-----	\$48.58
Pacific Mill & Mine Supply Co.-----	3.46
Roberts & Denicke -----	143.25
	<u>\$195.99</u>

MUSIC & PROMOTION FUND.

Storm's Band-----	\$105.00
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Pending the further consideration of business the Board adjourned until 8 o'clock P. M., Thursday, July 11th, 1912.

Attest:

W. O. Thompson  
City Clerk.

Approved:

E. J. Schaefer  
Mayor.

Council, City of Modesto,  
Thursday, July 11, 1912.  
7.30 o'clock P.M.

The Council met in special session at the call of the Mayor, written notice having been delivered to each of the Councilmen and duly acknowledged as required by Ordinance No. 2 N.S. of the City of Modesto.

Present- Councilmen Moss, Schafer, Swan and Mayor Wren.

The meeting was called by the Mayor for the purpose of canvassing the vote of the Special Municipal Election held in the City of Modesto on July 10th, 1912.

The meeting being duly called to order and whereas it appears to the Council, assembled for the purpose of canvassing the returns of the special Municipal Election held on Wednesday July 10th, 1912, from affidavits of publication and posting on file and the records, that due and legal notices have been given in accordance with City Ordinances and the laws of the State of California, and the Council so finds, and the returns of said Special Election being now on file with the Clerk of the Council,

It is ordered that the Council proceed to open and canvass the said Election returns; whereupon the same were opened and the result thereof declared in the following Resolution No. 74 N.S. which was introduced by Councilman Schafer who moved its adoption. The motion was seconded by Councilman Swan and adopted by roll call.

RESOLUTION NO. 74 N.S.

BE IT RESOLVED by the Council of the City of Modesto as follows:-  
That, Whereas, the Council of the said City of Modesto did by Ordinance No. 26 N.S. call a special election for the 10th day of July, 1912, and submit to the Qualified electors of the City of Modesto, two certain ordinances (for convenience hereinafter referred to as "The Prohibition Ordinance" and "High License Ordinance") which said ordinances are

entitled

" An Ordinance for police regulation, relating to places where alcoholic liquors are sold, stored, delivered, kept, served, disposed of, or distributed within the corporate limits of the City of Modesto, County of Stanislaus, State of California, making unlawful the selling, storage, delivery, possession, disposal, distribution or giving away of such liquors (with certain exceptions); Providing a penalty for the violation thereof and repealing all ordinances or parts of ordinances in conflict herewith."

\*\*\*\*\*

"An Ordinance relating to places where spirituous, vinous, malt, fermented, distilled alcoholic, or intoxicating liquors may under certain conditions and restrictions be sold, served, furnished, or given away in the City of Modesto; Providing for a license tax thereon and for the collection of such tax; forbidding and making unlawful the opening, keeping, conducting or carrying on any place where such liquors are sold, served, furnished or given away, and the sale, serving, furnishing or giving away of any such liquors, except at the places, in the manner, upon the conditions, and under the restrictions in this ordinance provided. Providing penalties for the violation of the terms of this ordinance and for the recovery of such penalties, and repealing all ordinances or parts of ordinances in conflict herewith."

\*\*\*\*\*

And, whereas, all things required by law to be done and performed in the calling of said special election have been done and performed, and whereas, said election was on the 10th day of July, 1912, duly and regularly held in all respects as required by law and the charter and ordinances of the City of Modesto,

NOW, THEREFORE, the said Council finds, and it is so declared that 2181 votes were cast at said special election, and the votes cast for and against the proposition were as follows:-

For the first Ordinance set forth herein, to-wit; the Ordinance designated as "Prohibition Ordinance" -

For the adoption of said Ordinance 1087 votes were cast.

Against the adoption of said ordinance 1047 votes were cast.

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For the Second Ordinance set forth herein, to-wit: the ordinance designated "High License Ordinance" -

For the adoption of said ordinance 895 votes were cast.

Against the ordinance 1146 votes were cast.

Votes rejected - None.

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Therefore, the said Council find that the Ordinance first set out in this resolution, to-wit; the Ordinance entitled

"An Ordinance for police regulation, relating to places where alcoholic liquors are sold, stored, delivered, kept, served, disposed of, or distributed or given away within the corporate limits of the City of Modesto, County of Stanislaus, State of California, making unlawful the selling, storage, delivery, possession, disposal of, distribution or giving of such liquors (with certain exceptions) within said City; Providing a penalty for the violation thereof, and repealing all ordinances or parts of ordinances in conflict herewith."

received the largest number of votes cast at such special election and the same is hereby declared to be adopted as an ordinance of the City of Modesto, and to be in full force and effect from and after ten days after its adoption.

Upon motion the Council adjourned.

Attest:

W. O. Thompson  
City Clerk.

Approved:

E. J. Kern  
Mayor.

Thursday, July 11, 1912.  
8 o'clock P.M.

The Council met pursuant to adjournment with all members present except Councilman Perley who is absent on leave.

In the Matter of Sidewalks:-

Upon request from Hogan & Crow who have constructed the foundation of a building at the corner of 11th and "H" Streets, Block 69, Councilman Moss moved that they be granted permission to construct a temporary wooden sidewalk covering the excavations on 11th and "H" Streets.

In the Matter of Salary:-

Upon motion by Councilman Schafer the salary of Miss Agnes Haggard, assistant in the City Clerk's office, was fixed at \$50.00 per month. Said salary to date from July 1st, 1912.

In the Matter of Applications for Saloon Licenses:-

It being the opinion of the City Attorney, E. R. Jones, that the City Council cannot

legally grant any permit to the saloon keepers of this City, allowing them to keep their saloons open during the interval between the expiration of their license which is July 15th, 1912 and the time when the new dry ordinance goes into effect which is ten days from the 10th day of July, 1912.

Whereupon the following resolution was introduced and unanimously adopted.

Resolution No. 75 N.S.

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

That, WHEREAS, a condition has arisen whereby the period of five days will intervene between the time the present liquor licenses expire and the ordinance forbidding the sale storage, or distribution of intoxicating liquors in said City will take effect, and

WHEREAS, liquor licenses can only be issued for three months, and whereas, the fee for such license must be paid in advance, and no amount less than the sum due for the full quarter can be received, and

WHEREAS, great hardship will be inflicted upon the liquor dealers of this City, by compelling them to close their business before the prohibitory ordinance will go into effect,

BE IT RESOLVED, that it is the sense of this Council that justice and fairness demand that said liquor dealers be allowed to and including July 20th, 1912, to close up their respective businesses without molestation.

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Upon motion the Council adjourned.

Attest: H. O. Thompson City Clerk.

Approved: G. J. Wren Mayor.

Council, City of Modesto,  
Wednesday, July 17, 1912.  
7.30 O'clock P.M.

The Council met in special meeting at the call of the Mayor, written notice having been delivered to each of the Councilmen and duly acknowledged as required by Ordinance No. 2 N.S. of the City of Modesto.

Present- Councilmen Moss, Schafer, Swan and Mayor Wren.

The meeting was called by order of the Mayor for the purpose of adopting plans and specifications for the enlargement and reconstruction of the Modesto Water System and the introduction of a resolution calling for material, apparatus and machinery for the same.

The meeting being duly called to order, whereupon the Mayor read Resolution No 76 which resolution provides for the adoption of certain plans and specifications for machinery and apparatus for the extension and reconstruction of the Modesto Water System heretofore submitted, and instructing the City Clerk to publish Notice calling for bids for the same. Councilman Schafer moved the adoption of the resolution and upon roll call the resolution was adopted unanimously.

In the Matter of Modesto Booklet:-

F. A. Cressey, Jr. appeared before the Council as a committee of one from the Modesto Chamber of Commerce and asked the assistance of the Council toward a fund for the publication of a Modesto Booklet, which would be purely a Modesto pamphlet - advertising our resources and advantages.

Councilman Swan moved that the sum of \$500.00 from the Music and Promotion Fund be allowed the Modesto Chamber of Commerce toward the publication of the Modesto Booklet. The motion was seconded by Councilman Schafer, carried and so ordered.

Upon motion the Council adjourned.

Attest: H. O. Thompson City Clerk.

Approved: G. J. Wren Mayor.

The Council met in regular Meeting.  
Present- Councilman Moss, Schafer, Swan and Mayor Wren.  
Absent on leave - Councilman Perley.

In the Matter of Minutes:-

The minutes of the last regular meeting of July 10th, 1912 and the minutes of the regular adjourned meeting of July 11th, 1912 and the minutes of the special called meetings of July 11th and July 17th, 1912 were read and ordered approved.

In the Matter of Awarding Contract for the Paving of Certain Street and Alley intersections on "K" Street:-

This being the time fixed by resolution of the Council and in accordance with published Notice to Bidders inviting sealed proposals for the improvement of certain street and alley intersections on "K" Street by the construction of cement concrete gutters, laying of culverts, grading and for the paving with asphalt concrete, all in accordance with plans and specifications heretofore adopted, and there being on file with the Clerk one bid for the same. It is ordered that the Council proceed to open and consider said bid, that of the Worwick Street Paving Co.

Whereupon said bid opened is as follows:

Grading, per sq. ft. -----	\$.01 $\frac{1}{2}$
Paving, per sq. ft. -----	.13 $\frac{1}{2}$
Cement Concrete curb, per lineal ft. --	.45
Cement Concrete Gutters, per sq. ft. ----	.22 $\frac{1}{2}$
Culverts, per lineal ft. -----	1.15

The said bid having been duly examined and considered, Councilman Moss moved that the bid of the Worwick Street Paving Company be accepted and the contract awarded to said Company in accordance with said plans and specifications.

The motion was seconded by Councilman Swan, carried and so ordered.

In the Matter of Street Work:-

The work heretofore authorized to be done by the Council of the City of Modesto under the Street Improvement Act of 1911 and pursuant to Resolution of Intention No. 43 and fifteen days having expired after the last publication of Resolution of Intention No. 43 and the posting of the Superintendent's Notice, the Council proceeded to order the work done and improvement made as set forth in Resolution of Intention No. 43.

Resolution Ordering Street Work No. 43.

and in accordance with certain plans and specifications heretofore adopted on the 26th day of June, 1912, and pursuant to Resolution of Intention No. 43 was introduced and upon roll call was declared adopted, having received the unanimous vote of the members of the Council.

In the Matter of Ordinances:-

ORDINANCE NO. 29 N.S.

An Ordinance closing and vacating certain Public Alleys within the City of Modesto, and which was regularly introduced, adopted and passed to print July 10th, 1912, and having been published as required by law, Councilman Schafer moved its final adoption. The motion was seconded and the ordinance adopted, final, by the vote of the Council.

ORDINANCE NO. 30 N.S.

An Ordinance fixing the Compensation of the Judge of the Police Court of the City of Modesto, and which was regularly introduced, adopted and passed to print July 10th, 1912, and having been published as required by law, Councilman Swan moved its final adoption. The motion was seconded and the ordinance adopted, final, by the vote of the Council.

Ordinance No. 31 N.S.

An Ordinance fixing the compensation of the Chief of the Modesto City Fire Department and which was regularly introduced, adopted and passed to print July 10th, 1912 and having been published as required by law, Councilman Swan moved its final adoption. The motion was seconded and the ordinance adopted, final, by unanimous vote of the Council present.

In the Matter of Combination Hose Car and Chemical Engine:-

Councilman Swan presented for the Consideration of the Council specifications covering one combination hose car and chemical engine and said specifications having been read and duly considered, whereupon Resolution No. 76 N.S. providing for the adoption of said specifications and directing the City Clerk to advertise for sealed bids for the furnishing of said motor car in accordance with said specifications was introduced and adopted.

Pending the further consideration of business the Council adjourned to Monday, Aug. 12th, 1912 at 7.30 o'clock P.M.

Attest: H. O. Thompson  
City Clerk.

Approved: E. J. Wren  
Mayor.

Monday Aug. 12, 1912.  
7.30 O'clock P.M.

The Council met pursuant to adjournment from the regular meeting of July 24th, 1912 and all members of the Council were noted present.

In the Matter of the Stanislaus County Fair:-

Z. E. Drake was before the Council on behalf of the Stanislaus County Fair Association and asked that the Council grant no concessions during the time the fair is being held October 3- 4- & 5, 1912 and asked the privilege be given the Association. The request was granted upon motion by Councilman Swan.

Guy H. Miller, a committeeman from the Fair Association, asked that the streets adjacent to the Auditorium be closed and that the association be granted privilege to use same. The matter was referred to Commissioner Swan with full power to act.

In the matter of Extending Time for opening Bids for Furnishing Material for reconstruction of Modesto City Water System:-

Resolution No. 77 N.S.

postponing the time of opening sealed bids for furnishing material and doing work for reconstruction and enlargement of Modesto City Water System from Aug. 12, to Aug. 15th, was read and upon roll call declared adopted.

The following Resolutions were introduced and unanimously adopted.

Resolution No. 78 N.S.

Be it Resolved by the Council of the City of Modesto as follows:

That that certain alley or public way running through Blocks 48- 49 - 50 - 51 - 52 - 53 - 54- 55- 56 - 57 - 58 - 59 - 60 - 61 - and 62 between 9th and 10th Streets, in the City of Modesto, be and the same is, hereby designated as "Commercial Place".

Resolution No. 79 N.S.

That that certain alley or public way running through blocks 63-64-65-66-67-68-69-70-71-72-73-74-75- & 76 between 10th and 11th Streets, in the City of Modesto, be and the same is hereby designated as "Masonic Place".

In the Matter of Widening Street:-

The proposition of J. D. Reeves offering to sell to the City a strip of land 33 feet wide and about 200 feet long on the north line of Block K was upon motion by Councilman ordered accepted.

In the Matter of Water Connections:-

A. N. Brown was granted a tap to the City Water Mains of a size used by other buildings to operate an elevator which he wished to install in his building at the corner of 9th and "I" Streets, Block 56.

Upon motion the Council adjourned to Tuesday evening Aug. 13th, 1912 at 7.30 o'clock P.M.

Attest: W. C. Thompson  
City Clerk.

Approved: G. J. Thren  
Mayor.

Tuesday, Aug. 13th, 1912.  
7.30 O'clock P.M.

The Council met pursuant to adjournment and all members were present. R. E. Martindale, Pacific Coast agent for the United States Cast Iron Pipe and Foundry Co., was present and the meeting was for the purpose of discussing the standard of pipe as being furnished by the Company under contract, Mr. Roberts having informed the Council that only about 50% of the pipe being furnished by the United States Cast Iron Pipe and Foundry Company is according to specifications. Mr. Martindale admitted that the Company employees were undoubtedly lax in testing the pipe before shipment and the Company very much regretted the same and would replace any and all pipe not up to specifications. Ways and means for further inspection and testing of pipe was discussed and the Council decided that no more 4 inch pipe be laid pending further inspection and tests.

Upon motion the Council adjourned.

Attest: W. C. Thompson  
City Clerk.

Approved- G. J. Thren  
Mayor Approved.

The Council met in regular meeting.

Present- Councilman Moss, Perley, Schafer, Swan and Mayor Wren.

In the Matter of Minutes:-

The minutes of the last regular meeting of July 24th, 1912 were read and ordered approved. The minutes of the adjourned meetings of Aug. 12th and 13th, 1912 were read and ordered approved as corrected.

In the Matter of License tax.

A petition was received from the merchants of the City petitioning the Council to abolish the License Tax now levied upon the right to do business in the City of Modesto, the reasons for which demand were fully set forth in the argument preceding the petition. Attorney Leon Yanckwich representing the Merchant's Association and J. D. Turner addressed the Council on behalf of said petition. The Mayor stated to the petitioners present the unanimous desire of the Council to abolish the tax, but would be unable to do so this year as the revenue would be required in the budget for the present fiscal year and that it was too late to raise the Tax Roll to make up the deficiency of \$11,000 derived from sale of licenses.

In the Matter of Reports:-

The monthly reports of the City Electrician and Building Inspector, Fire Chief and City Health officer were examined and ordered filed.

In the Matter of Claims:-

The following claims against the City of Modesto were duly audited and allowed by the Council and warrants ordered drawn upon the following funds, to-wit:-

GENERAL FUND.

The Modesto News-----	\$774.00
Modesto Gas Lt Coal & Coke Co-----	11.10
Pacific Tel & Tel Co.-----	12.00
H. N. Thompson -----	1.75
J. H. Pinckney -----	21.00
C. H. Grayston-----	520.92
Turf Shoeing Shop -----	10.00
Fashion Shoeing Shop-----	6.00
Standard Oil Co.-----	25.20
Donley & Pyle -----	4.75
C. L. Hunter -----	5.25
H. J. Downey -----	3.10
Yale Cyclery -----	357.00
W. B. Wood & Son -----	3.75
Arthur James -----	37.85
Turf Stables -----	5.50
Modesto Printing Co.-----	81.50
J. Martin -----	7.00
H. Gratz -----	.50
H. Gratz -----	1.00
F. E. Storm's Band -----	105.00
Modesto French Laundry -----	8.55
Geo. E. Wallace -----	20.00
The Grange Co.-----	29.41
O'Melveny, Stevens & Millikin -----	177.25
Modesto Garage -----	5.00
Sierra & S. F. Power Co. -----	140.05
W. H. Bortle -----	5.50
Samson Iron Works -----	1.70
Ransome Crummay Co.-----	190.70
Modesto Irrigation District-----	20.00
The Modesto Lumber Co.-----	31.66
W. B. Wood & Son -----	1.85
Turner Hardware & Impl. Co.-----	14.15
Worswick Street Paving Co. -----	116.68
W. O. Thompson -----	28.76
Geo. E. Wallace, Fire Chief -----	25.00
	<u>\$2810.30</u>

WATER FUND.

The Modesto News-----	\$2.70
Modesto Gas-Lt, Coal & Coke Co -----	30.00
Pacific Tel. & Tel. Co.-----	6.85
Modesto Printing Co.-----	48.75
J. W. Search -----	.75
Sierra & S. F. Power Co. -----	807.25
Fred V. Wilbert -----	32.50
Crané Co.-----	276.26
H. Mueller Mfg. Co.-----	531.19
Turner Hardware & Impl. Co.-----	9.00
W. O. Thompson -----	20.95
W. T. Garratt & Co. -----	27.95
	<u>\$1794.15</u>

SEWER IMPROVEMENT FUND.

W. O. Thompson, Auditor -----	\$4.25
Ira Harris -----	20.30
United Iron Works -----	69.00
Trowbridge Realty Co. -----	120.48
E. B. Maze -----	1.50
H. J. Downey -----	1.50
	<hr/>
	\$217.03

WATER IMPROVEMENT EXTENSION FUND.

Selby Smelting & Lead Co. -----	\$1503.10
Modesto News -----	58.25
W. O. Thompson, Auditor -----	48.49
	<hr/>
	1609.84

In the Matter of Official Advertising and Printing:-

Resolution No. 80 N.S.

directing the City Clerk to advertise for bids for the official printing and advertising for the City of Modesto for the fiscal year ending June 30th, 1913 in accordance with specifications on file, was introduced and unanimously adopted.

In the Matter of Application and License as Plumbers:-

W. C. Fisk and Alfred Motta, having registered in the office of the City Clerk of the City of Modesto as plumbers, herewith presented their Bond and Application for License as plumbers, all in accordance with Ordinance No. 276 and the same being in proper form, Councilman Moss moved that the Application be granted and that the Bond be approved. The motion was seconded by Councilman Perley, carried and so ordered.

In the Matter of Street Light:-

The Council received a petition from residents and tax payers in the Maze Addition, requesting the installation of an electric street light at the intersection of Pine and Madison Streets.

The petition was referred to the Commissioner of Public Works.

In the Matter of Bids for Furnishing One Combination Hose and Chemical Auto Engine Completely Equipped:-

This being the time fixed by resolution and notice for receiving, opening and examining proposals for furnishing One Combination Hose and Chemical Auto Engine. The Council now in open session proceeded to so open, examine, and declare the same. Said Bids opened are as follows:-

American La France Fire Engine Co., by R. S. Chapman -  
 One La France Type 10 Motor Driven Single 40 gallon Combination Chemical Engine and Hose Wagon in accordance with specifications attached ----- \$6000.00

Mr. Chapman, being present, stated that his bid was in error as it should have read \$5750.00, which bid was recognized by the Council.

Other bids in accordance with specifications attached thereto are as follows:

Webb Motor Fire Apparatus Company -----	\$5850.00
Reliance Automobile Company -----	5400.00
The Seagrave Company, By Gorham Engineering Co. -----	5500.00
Consolidated Motor Car Company,	
Bid No. 1- Pope-Hartford Combination Single Tank Chemical and Hose Wagon -----	5550.00
Bid No. 2 -----	4950.00
The White Company-	
Bid No. 1- <sup>6</sup> Cylinder 60 H. P. Motor -----	\$6750.00
Bid No. 2- 4 " 40 H. P. " -----	5750.00
Bid No. 3- 4 " 30 H. P. " -----	5250.00

All bids having been duly opened and considered, it is upon motion ordered that action be deferred pending further investigation of the various specifications submitted.

In the Matter of Street Improvement under the "Improvement Act of 1911." :-  
 The following resolution was introduced by Councilman Schafer and upon roll call was unanimously adopted.

BE IT RESOLVED by the Council of the City of Modesto as follows-  
 That, Whereas, it is contemplated that certain improvements be made upon 11th Street from the northwest property line of "E" Street to the southeast property line of "H" Street,  
 That 12th Street from the northwest property line of "F" Street to the southeast property line of "G" Street, and that 13th Street from the northwest property line of "F" Street to the southeast property line of "H" Street, except the intersections of streets and alleys, and it is hereby desired to secure plans and specifications and an estimate from the City Engineer of the City of Modesto as to the costs of such contemplated improvement.

It is hereby resolved that the said City Engineer be, and he is, hereby ordered to furnish plans, specifications and an estimate of the proposed cost and improvements to be made in paving of said streets with asphaltic concrete.

#### ENGINEER'S ESTIMATE.

In compliance with the foregoing resolution the City Engineer submitted and filed plans and specifications and his estimate of the cost of said work.

#### Plans and Specifications

as prepared by City Engineer, Geo. H. Freitas, adopted by resolution by unanimous vote as and for the plans and specifications for doing of said work.

#### RESOLUTION OF INTENTION No. 44.

providing for the grading, paving with asphaltic concrete, cement concrete curbing and cement concrete gutters for 11th Street in said City between the curb lines from the northwest property line of "F" Street to the Southeast property line of "H" Street;

For 12th Street in said City between the curb lines from the northwest property line of "F" Street to the southeast property line of "G" Street;

And for 13th Street in said City between the curb lines from the northwest property line of "F" Street to the southeast property line of "H" Street, except all the intersections of streets and alleys, and also excepting therefrom any of said work already done to the official grade, also excepting, however, from all of the afore-described work, such portions as are required by law to be kept in order or repair by any person or company having railroad tracks thereon. as more fully set forth in said Resolution of Intention No. 44 N.S. was read and introduced by Councilman Schafer who moved its adoption. The motion was seconded and upon roll call was adopted unanimously.

In the Matter of Awarding Contract for the Paving of 17th Street from "I" Street to "J" Street:-

The Council having on the 26th day of June, 1912, duly adopted and passed a Resolution of Intention to do certain street work therein described, which resolution is entered in the minutes of said Council of that date and is numbered and referred to as Resolution of Intention No. 43, and all due and legal proceedings having been thereafter had under and pursuant to said resolution, as appears by the records of said Council, and said resolutions and notices having been published and posted as required by law and the order of this Council and due proof thereof having been made, and this being the time fixed by said resolution and notice for receiving, opening, examining and declaring such bids and proposals; the Council now in open session proceeded to so open, examine and declare the same. There being but one bid on file, namely that of the Worswick Street Paving Company, of Fresno, and said bid having been duly opened and considered, whereupon

#### Resolution of Award No. 43

awarding the contract for the doing of said work to the Worswick Street Paving Company in accordance with plans and specifications in their bid on file was introduced and unanimously adopted.

Pending the further consideration of business, the Council adjourned to meet Thursday, Aug. 15, 1912 at 7.30 o'clock.

Attest:

*H. O. Thompson*

City Clerk.

Approved:

*B. J. Green*

Mayor.

Thursday, Aug. 15, 1912.  
7.30 o'clock P.M.

The Council met pursuant to adjournment from the regular meeting of August 14, 1912 and all members of the Council were present.

In the matter of Extension of Time for the Paving of "K" and "G" Streets:-

Upon the application of the Worswick Street Paving Co. for an extension of time for the completion of the paving or improvement of "G" and "K" under and pursuant to Resolution of Intention No. 39 and 42 respectively.

Whereupon Resolution No. 81 N.S. authorizing and directing the Street Superintendent to extend the term for the completion of said work 120 days was introduced and adopted.

In the Matter of Further Consideration of Bids for Combination Hose and Chemical Auto Engine:-

In the further consideration of bids for Combination Hose and Chemical Auto Engine, Councilman Swan moved that all bids except that of the Consolidated Motor Car Company, manufacturers of the Pope-Hartford Machine, be rejected, and that the certified checks accompanying same be returned. The motion was seconded, carried and so ordered.

In the Matter of Bids for Furnishing Material, Machinery and doing Work which Constitutes the Entire Reconstruction, Enlargement and Extension of the Modesto City Water System:-

This being the time fixed by resolution and notice for receiving and opening and examining proposals for pumps, motors, steel tank and material and the installation of same in accordance with certain plans and specifications heretofore adopted. The Council now in open session proceeded to so open, examine and declare the same.

Said bids opened asre as follows:

United Iron Works -

Under Sections A, B, C & D of specifications to furnish pumping and electrical machinery including the removal and storing of present pumping machinery, the installation of new pumps, motors and gas Engines including all piping and wiring in the several stations, for the sum of ----- \$20,450.00

Bishop & Stevenson-

Under Sections A, B, C & D of the specifications for removal of sheds, excavation and concrete, for the sum of ----- \$14,868.00

Des Moines Bridge & Iron Company-

Under Sections A. & C of specifications for two (2) 100,000 gallons capacity steel tank. The sum of ----- \$12,580.00

Charles C. Moby & Co.-

Under Sections A, B, C & D of specifications complete, with General Electrical apparatus, the sum of ----- 48,527.00

with Crocker-Wheeler electrical apparatus ----- 48,072.00

Fairbanks, Morse & Co:-

Under Sections A, B, C & D of specifications complete  
The sum of ----- \$51,790.00

Byron Jackson Iron Works:-

Under sections A, B, C & D of specifications complete  
The Sum of ----- \$46,237.00  
Under section "E" of specifications the sum of \$1460'00.

All bids having been duly opened and considered, it is upon motion ordered that action be deferred pending further investigation and examination of the various bids.

Upon motion the Council adjourned to Friday, Aug. 16th, 1912 at 7.30 o'clock

P.M.

Attest: H. O. Thompson  
City Clerk.

Approved: G. J. Moran  
Mayor.

Friday, Aug. 16, 1912.  
7.30 o'clock P.M.

The Council met pursuant to adjournment from regular adjourned meeting of Aug. 15th, 1912 and all members of the Council were present.

In the Matter of Further Consideration of Bids for the Construction of Water Works:-  
All bids of the various contracting engineers as submitted Aug. 15th, 1912 having been thoroughly examined and considered by the Council and Engineer F. C. Roberts, Councilman Swan moved that the bid of the Byron Jackson Iron Works be accepted, excepting from said acceptance their bid under Section "E" of specifications and the following items under Section "A" of specifications:-

One automatic check valve priced	\$425.00
One 100,000 gal. capacity steel tank	5990.00
Concrete work in sum of	708.00
Excavation	10.00

and all other bids be rejected and the certified checks accompanying same be returned.  
The motion was seconded by Councilman Perley, carried and so ordered.

The following Resolution of Award was then introduced and unanimously adopted.

Resolution No. 82 N. S.

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

That, Whereas, the said Council did heretofore advertise for bids for the furnishing of certain machinery and apparatus as set forth in the notice calling for bids, hereunto annexed, and

Whereas, certain bids were filed and presented to the Council and after duly considering the same, the said Council find that the bid of Bryon Jackson Iron Works, eliminating Section "E" thereof, and being in the sum of \$39,104 is the lowest responsible bid filed for the furnishing of said machinery and apparatus.

Therefore, be it resolved that the said bid of the Byron Jackson Iron Works, as modified, be and the same is hereby accepted and that all other bids for the said machinery and apparatus be rejected.

Upon motion the Council adjourned.

Attest: H. O. Thompson  
City Clerk.

Approved G. J. Moran  
Mayor.

Council, City of Modesto,  
Wednesday, Aug. 28, 1912.

The Council met in regular meeting.

Present- Councilman Moss, Perley, Schafer, Swan and Mayor Wren.

In the Matter of Minutes:-

The minutes of the last regular meeting of Aug. 14, 1912 and the minutes of the adjourned meetings of Aug. 15th 1912 and Aug. 16th, 1912 ~~was~~ read and ordered approved.

In the Matter of Awarding contract for the Official Advertising for the fiscal year ending June 30, 1913:-

This being the time fixed in accordance with published notice to bidders and pursuant to Resolution No. 80 N.S. heretofore adopted by the Council, for the opening and examination of bids for the official advertising, for the fiscal year ending June 30th, 1913, and there being two bids on file, namely the bid of the Modesto Evening News and the Herald Publishing Company. The Council proceeded to open, examine and publicly declare said bids and said bids having been duly opened and examined, whereupon Councilman Swan moved that the bid of the Modesto Evening News be accepted and at the prices named in their proposal and that all other bids be rejected. The motion was seconded by Councilman Schafer and upon roll call carried by unanimous vote.

Resolution No. 83 N. S. making the award was unanimously adopted and approved.

In the Matter of Protest against paving 11th St. between F. & G. Streets:-

A petition signed by the majority of property owners on 11th Street between "F" and "G" Streets, and protesting against paving of said street, as provided by Resolution of Intention No. 44 and having been filed in the office of the City Clerk Aug. 28, 1912 was presented to the Council. Action was deferred until next meeting.

In the Matter of Deed for Street Purposes:-

Commissioner Schafer informed the Council that Mrs. J. Broughton would deed to the City a fractional corner of Block 131 at 17th and Annie Streets rounding off the same for street purposes, provided the City pay the street paving frontage assessment. Mrs. Broughton's proposition was accepted by the Council and the engineer instructed to prepare the necessary description for deed.

In the Matter of Annual Budget:-

Councilman Moss, Commissioner of Finance and Revenue, submitted to the Council for consideration his annual Estimate of City's Requirements and Revenue for the year 1912 and 1913. This was examined by the Council and laid over until the next meeting, Sept. 4, 1912.

In the Matter of Building Permit:-

Superintendent Bryan of the Modesto Irrigation District was before the Council and asked permission to erect a corrugated iron garage back of the irrigation office on 11th Street and to sink a gasoline tank. The matter was referred to Commissioner Swan.

In Matter of Leave of Absence of Councilman Swan:-

Upon request Councilman Swan was granted a leave of absence from the state for a period of 60 days from Sept. 1st, 1912.

In the Matter of Pacific Coast Fire Chiefs' Convention:-

Councilman Swan moved that Fire Chief Geo. Wallace be granted a leave of absence that he may attend the Pacific Coast Fire Chiefs' Convention, which convenes in Los Angeles Sept. 9-10-11-12 & 13 and that \$40.00 be allowed for expenses. The motion was seconded and carried.

City Electrician, W. I. Carpenter, was granted permission and allowed \$40.00 for expenses to attend the Electricians' Convention at Los Angeles and City Engineer Geo. H. Freitas and Street Superintendent S. P. Kinnear permission to attend the League of California Municipalities at Berkeley and expenses of \$20.00 each.

In the Matter of Ordinance:-

An Ordinance to be known as Ordinance No. 32 N.S. and repealing Ordinance No. 21 N.S. requiring dogs to be muzzled was introduced by Councilman Swan who moved its adoption. The motion was seconded and the ordinance adopted and passed to print by unanimous vote.

Pending the further consideration of business the Council adjourned to Wednesday, Sept. 4th, 1912 at 7,30 P.M.

Attest: \_\_\_\_\_  
City Clerk.

By \_\_\_\_\_  
Deputy City Clerk.

Approved: B. J. Wren  
Mayor.

City Council,  
Wednesday, Sept. 4, 1912.  
7.30 P.M.

The Council met pursuant to adjournment from the regular meeting of Aug. 28th, 1912 and all members were present except Councilman Swan who is away on leave.

In the Matter of Protest against Paving 11th Street between "F" and "G" Streets:-

This being the time fixed for hearing of the protest against paving 11th Street between "F" and "G" Streets, the Council proceeded to hear and pass upon the same, and the same having been duly considered, whereupon Councilman Perley introduced Resolution No. 84 N. S. rejecting and overruling said protest and moved its adoption. The motion was seconded by Councilman Moss and the resolution adopted by unanimous vote.

In the Matter of annual Budget:-

Councilman Moss, Commissioner of Revenue and Finance, having compiled his estimate of the City's Requirements and Revenue for the year 1912 - 1913, submitted and filed the same with the Council and this being duly examined, Councilman Perley moved that the Budget be adopted. The motion was seconded by Councilman Schafer, carried and so ordered.

ORDINANCE NO. 33 N.S.

An Ordinance fixing the Rate of Taxation in and for the City of Modesto for the years 1912 and 1913 was introduced by Councilman Moss who moved its adoption. The motion was seconded and the Ordinance adopted by unanimous vote. Councilman Swan absent.

In the Matter of Street Work:-

The work heretofore authorized to be done by the Council of the City of Modesto under the Street Improvement Act of 1911 and pursuant to Resolution of Intention No. 44 and fifteen days having expired after the last publication of Resolution of Intention No. 44 and the posting of the Superintendent's Notice, the Council proceeded to order the work done and improvement made as set forth in Resolution of Intention No. 44.

Resolution Ordering Street Work No. 44.

and in accordance with certain plans and specifications heretofore adopted on the 14th day of August, 1912, and pursuant to Resolution of Intention No. 44 was introduced and upon roll call was declared adopted, having received the unanimous vote of the members of the Council present. Councilman Swan Absent.

Upon motion the Council adjourned.

Attest: H. O. Thompson  
City Clerk.

Approved: G. J. Wren  
Mayor.

Council, City of Modesto,  
Wednesday. Sept. 11th. 1912.

The Council met in regular meeting.  
Present- Councilmen Moss, Perley, Schafer, and Mayor Wren.  
Absent on leave- Councilman Swan.

In the Matter of Minutes:-

The minutes of the last regular meeting of Aug. 28th, 1912 and the minutes of the regular adjourned meeting of Sept. 4th, 1912 were read and ordered approved.

In the Matter of Street Lights:-

The Council received petitions from residents and tax-payers in the Maze addition, requesting the installation of Electric Street Lights at the intersection of Oak and Madison Streets and at the intersection of Maple and Madison Streets. The matter was referred to the Commissioner of Public Works.

In the Matter of Ordinance:-

Ordinance No. 33 N. S. "An Ordinance Fixing the Rate of Taxation in and for the City of Modesto for the year 1912 and 1913" and which was regularly introduced, adopted and passed to print Sept. 4th. 1912, and having been published as required by law, Councilman Moss moved its final adoption. The motion was seconded and the Ordinance adopted, final, by the following vote-

Ayes- Councilmen Moss, Perley, Schafer, and Mayor Wren.  
Noes- None.  
Absent- Councilman Swan.

In the Matter of Reports:-

The monthly reports of the Fire Chief and City Electrician and the Annual report of the McHenry Public Library were examined and upon motion were ordered accepted and placed on file.

In the Matter of Report and Audit of City Accounts:-

Pursuant to authorization and instruction, Klink, Bean & Company, presented to the Council the report and audit of the Municipality for the year ending June 30, 1912. The financial operations for the year and the financial condition of the City as of June 30th, 1912. The report having been examined, Councilman Schafer moved that the Audit and Annual Report of Klink, Bean & Company be accepted and placed on file.

In the Matter of Contract with Byron Jackson Iron Works:-

Pursuant to Resolution of Award No. 82 N. S. passed by the Council on the 16th day of September, 1912, whereby the Council awarded a contract to Byron Jackson Iron Works for furnishing material and doing work under Sections A, B, C and D of specifications and plans for the reconstruction of the City Water Works and, whereas, Consulting Engineer, F. C. Roberts, recommends to the Council the installation of General Electric Company's Electric Apparatus and the gas engines manufactured by the Doak Gas Engine Co., whereupon Councilman Perley moved:

1st. That the recommendations of the Engineer be accepted.  
2nd. That the contract be entered into with the Byron Jackson Iron Works.

The motion was seconded by Councilman Schafer, carried and so ordered.

In the Matter of Claims:-

The following claims against the City of Modesto were duly audited and allowed by the Council and warrants ordered drawn upon the following funds, to-wit:-

GENERAL FUND.

A. Carlisle & Co.	\$33.50
H. J. Downey	3.65
J. C. Cavell	6.00
Dingley Garage	63.80
Donley & Pyle	4.50
Ionkin & Bacon	39.15
Fashion Shoeing Shop	11.50
Frances Duffy	10.00
B. H. Freitas	6.00
The Grange Co.	36.43
Gordon & Hoadley	30.80
C. H. Grayston	654.69
Fellows & Harmon	1.00
Klink, Bean & Co	375.00
Ira Harris	1.95
King & Reynolds	4.00
London Assurance Corporation	9.10
John Martin	3.00
Modesto Gas-Lt. Coal & Coke Co.	16.90
Modesto Irrigation District	20.00
Modesto French Laundry	6.45
Modesto Transfer Company	.50
The Modesto News	90.86
Stanislaus Lumber Co.	3.30
J. H. Pinckney	1.00
Pacific States Electric Company	26.94
Polk-Husted Directory Co.	5.50
George E. Wallace, Fire Chief	44.00
George E. Wallace, Fire Chief	25.00
Electric Appliance Company	1.25
Samsen Iron Works	1.75
W. B. Wood & Son	13.75
W. E. Davis	12.50
Sierra and San Francisco Power Co.	144.95
Prize Poultry & Stock Food Co.	1.75
Pacific Tel. & Tel. Co.	8.80
B. J. Smith	10.00
Standard Oil Company	31.98
J. F. Nunes	1.00
Turner Hardware & Impl. Co.	96.30
W. O. Thompson	49.00
L. H. Gilbert	48.53
	<u>81956.08</u>

WATER FUND.

Davis Transfer	.75
H. J. Downey	.60
J. C. Cavell	23.00
Fashion Shoeing Shop	1.50
Ira Harris	5.80
The Modesto News	2.70
J. H. Pinckney	3.35
W. B. Wood & Son	1.70
W. E. Davis	37.50
Sierra & San Francisco Power Co.	747.70
Pacific Tel. & Tel. Co	6.85
Stockton Iron Works	48.06
Turner Hardware & Impl. Co.	40.67
W. O. Thompson	21.70
Crane Company	304.94
	<u>81246.82</u>

MUSIC & PROMOTION FUND

Storm's Band 8140.00

WATER IMPROVEMENT EXTENSION FUND.

Howell & Howell	\$322.50
Crane Company	781.05
United Iron Works	220.88
Roberts & Denicke	500.00
Calif. Cotton Mills Co.	114.75
Charles Gilman Hyde	271.86
	<u>\$2211.04</u>

Pending the further consideration of business the Council adjourned to Tuesday September 17, 1912 at 7.30 o'clock.

Attest:

H. O. Thompson  
City Clerk.

Approved:

E. J. Wren  
Mayor.

Tuesday, Sept. 17, 1912.  
7.30. O'clock P. M.

The Council met pursuant to adjournment from the regular meeting of Sept. 11th, 1912, and all members were present except Councilman Swan who is away on leave.

The meeting was for the purpose of considering and adopting "An Ordinance Relating to Licenses, License Tax Rates, and to the regulation of certain kinds of business, Places, Shows and Exhibitions and Lawful Games within the City of Modesto, and Fixing a Penalty for the Violation thereof."

The Ordinance as presented by Councilman Moss, Commissioner of Revenue and Finance, was taken up by the Council section by section and the amount of license tax passed upon and said License Ordinance being fully considered, Councilman Moss moved its adoption as a whole. The motion was seconded by Councilman Perley and said Ordinance No. 34 N. S. was adopted and passed to print by the following vote:

Ayes- Councilman Moss, Perley Schafer, and Mayor Wren.  
Noes- None.  
Absent- Councilman Swan.

Upon motion the Council adjourned.

Attest:

H. O. Thompson  
City Clerk.

Approved:-

E. J. Wren  
Mayor.

Wednesday, Sept. 25th, 1912.

The Council met in regular meeting.

Present- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

In the Matter of Minutes:-

The minutes of the last regular meeting of Sept. 11th, 1912, and the minutes of the regular adjourned meeting of Sept. 17th, 1912, were read and ordered approved.

In the Matter of Awarding Contract for the Paving of 11th Street, <sup>between G. and H. Streets and 12th</sup> between "F" and "G" Streets and 13th Street between "F" and "H" Streets:-

The Council having on the 14th day of August, 1912 duly adopted and passed a Resolution of Intention to do certain street work therein described, which resolution is entered in the minutes of said Council of that date and is numbered and referred to as Resolution of intention No. 44, and all due and legal proceedings having been thereafter had under and pursuant to said resolution, as appears by the records of said Council, and said resolutions and notices having been published and posted as required by law and the order of this Council and due proof thereof having been made, and this being the time fixed by said resolution and notice for receiving, opening, examining and declaring such bids and proposals; the Council now in open session proceeded to so open, examine and declare the same. There being but one bid on file, namely that of the Worswick Street Paving Company, of Fresno, and said bid having been duly opened and considered, whereupon

Resolution of Award No. 44

accepting the proposal of the Worswick Street Paving Company for doing said work and Improvement in accordance with plans and specifications and at the prices named in their proposal so on file was introduced and unanimously adopted.

In the Matter of Ordinance No. 34 N.S.:-

Ordinance No. 34 N. S. entitled " An Ordinance Relating to Licenses, License Tax Rates, and to the Regulation of Certain Kinds of Business, Places, Shows and Exhibitions and Lawful games within the City of Modesto, Stanislaus County, State of California, and Fixing a penalty for the Violation of the Provisions of this Ordinance" and having been published as required by law, Councilman Moss moved its final adoption. The motion was seconded and the ordinance adopted, final, by the following vote:-

Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

Noes- None.

Absent-None.

In the Matter of Correction of Deed of a strip of Land conveyed to the City for Street Purpose by J. A. Dolson and G. R. Golvin:-

J. W. Ross, of the Stanislaus Land and Abstract Company was before the Council and stated that a deed whereby J. A. Dolson and G. R. Golvin on the 27th day of March, 1912 conveyed certain real property for street purposes to the City of Modesto, was erroneous in as much as said deed did not convey the property intended or the strip of land where the street now is, and that J. A. Dolson and G. R. Golvin were willing to correct said deed and he had prepared a correction deed for that purpose and City Engineer, George H. Freitas who was present stated to the Council that the facts as set forth by Mr. Ross were true, whereupon Councilman Perley introduced the following resolution which was unanimously adopted.

Resolution No. 55 N. S.

Be it Resolved, the the Council of the City of Modesto as follows:-

That, WHEREAS, it appears to the said Council that on the 27th day of March, 1912, J. A. Dolson and G. R. Golvin conveyed real property for street purposes to the City of Modesto by deed recorded April 3, 1912 in Vol. 167 of Deeds, Page 199 Stanislaus County Records,

And, WHEREAS, it now appears that through an error in description the land intended to be conveyed to the said city was in fact not so conveyed, and

WHEREAS, said J. A. Dolson and G. R. Golvin in order to correct said error have executed another deed to said City, this time containing a correct description of the land to be conveyed, and

WHEREAS, it is necessary that the land heretofore conveyed by said parties be re-conveyed to them,

BE IT RESOLVED that the Mayor be, and he is hereby authorized to execute and deliver to said J. A. Dolson and G. R. Golvin a deed re-conveying to them the land mentioned in the deed recorded April 3rd, 1912, and that the Mayor be, and he is hereby authorized to accept said corrected deed and to do all and every act necessary to carry out the said transaction.

In the Matter of Pacific Coast Fire Chiefs' Convention:-

Fire Chief George E. Wallace, who was appointed to attend the Pacific Coast Fire Chief's Convention which convened in Los Angeles, Sept. 9, 10, 11, 12 and 13, 1912, submitted a report of his attendance at said convention and the same was read and ordered placed on file.

In the Matter of Plumbing Ordinance:-

An Ordinance entitled "An Ordinance Relating to Plumbing and Drainage in the City of Modesto, Prescribing the Manner in such work shall be done and Providing a Penalty for any Violation of the Provisions Hereof " was presented to the Council for consideration and having been read and duly considered was by common consent ordered placed on file.

Upon motion the Council adjourned.

Attest:

H. O. Thompson  
City Clerk.

Approved:-

G. J. Wren  
Mayor.

Council, City of Modesto.  
Thursday Oct. 3rd, 1912.

The Council met in special meeting at the call of the Mayor, written notice having been delivered to each of the Councilmen and duly acknowledged as required by Ordinance No. 2 N.S. of the City of Modesto.

Present- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

The meeting was called by order of the Mayor for the purpose of introducing an Ordinance prohibiting the running of dogs at large within the City of Modesto.

The meeting being duly called to order, whereupon the Mayor read and submitted to the Council "An Ordinance making it unlawful to permit dogs to run at large within the corporate limits of the City of Modesto; providing for the taking up and killing of dogs found running at large in said City, and providing a penalty for the violation of the provisions thereof".

Councilman Swan moved that the foregoing entitled ordinance to be known as Ordinance No. 35 N. S. be adopted. The motion was seconded and upon roll call the ordinance was adopted and passed to print by the unanimous vote of the Council.

In the Matter of Leave of Absence of Councilman Moss:-

Upon request Councilman Moss was granted a leave of absence from the State for a period of 60 days.

Upon motion the Council adjourned.

Attest:

H. D. Thompson  
City Clerk.

Approved:

E. J. Wren  
Mayor.

City Council, City of Modesto.  
Wednesday, Oct. 9th, 1912'

The Council met in regular meeting.

Present- Councilmen Perley, Schafer and Swan.

Absent- Councilman Moss on leave and Mayor Wren.

In the absence of the Mayor, the Vice President of the Council and Acting Mayor George Perley called the meeting to order.

In the Matter of Minutes:-

The minutes of the last regular meeting of Sept. 25th, 1912, and the minutes of the special meeting of Oct. 3rd, 1912 were read and ordered approved as read.

In the Matter of Ordinance:-

Ordinance No. 35 N.S.  
Entitled "An Ordinance Making it unlawful to Permit Dogs to Run at Large within the Corporate Limits of the City of Modesto; Providing for the Taking up and Killing of Dogs Found Running at Large in said City and Providing a Penalty for the Violation of the Provisions Thereof", and having been published as required by law, Councilman Swan moved its final adoption. The motion was seconded and the Ordinance adopted, final, by the following vote:-

Ayes- Councilmen Perley, Schafer and Swan.

Noes- None.

Absent- Councilman Moss and Mayor Wren.

In the Matter of Reports:-

The following monthly reports were examined and ordered filed:-

E. B. Maze, City Treasurer and Collector for the month of September.

G. E. Wallace, Fire Chief, for the month of September.

W. I. Carpenter, City Electrical and Building Inspector for the month of September.

J. J. Knowlton, City Health Officer, for the months of August and September.

Geo. H. Freitas, City Engineer, for the months of July, Aug. and September.

W. I. Carpenter also reported upon his attendance at the Pacific Coast Fire Chiefs' Convention which convened in Los Angeles, Sept. 9, 10, 11, 12 and 13, 1912.

In the Matter of Insurance for McHenry Library Building:-

Commissioner Schafer having reported to the Council that the McHenry Library Building was without insurance, he was instructed to have the same insured and in such an amount as he deemed best for the ample protection of said building and the City.

In the Matter of Renting Steam Road Roller:-

E. O. Burge, a contractor on the State Highway, made application to rent from the City the Steam Road Roller. The matter was left to the Commissioner of Public Works.

In the Matter of Petition for Public Highway:-

The following Petition was duly received by the City Council and laid over for further consideration.

TO THE HONORABLE COUNCIL OF THE CITY OF MODESTO,  
County of Stanislaus, State of California.

Gentlemen: We, the undersigned, do respectfully petition your honorable body to open for public use as a street or highway, a strip of land fifty feet wide, the same to be a continuation of Semple Street North to intersect with Lucerne Avenue, being the Northern limits of the City of Modesto and in like manner to continue Johnson Street and the Alley between Johnson Street and Semple Street, said alley being fifteen feet in width.

And we, the owners of the property adjacent to said streets and said alley, do hereby agree to grant, without any compensation or consideration, the land required for the opening of said streets and said alley.

(Signed.) J. T. Townson, W. F. Riemenschneider, Jas. P. Rector, E. E. Burt, J. W. Ross, Margaret M. Dirst.

In the Matter of Claims:-

The following claims against the City of Modesto were duly audited and allowed by the Council and warrants ordered drawn upon the following funds, to-wit:-

GENERAL FUND.

George E. Wallace, Fire Chief	\$40.00
W. I. Carpenter	40.00
S. P. Kinnear	20.00
George E. Wallace, Fire Chief	52.00
George E. Wallace, Fire Chief	25.00
M. Mendoca	32.50
Diamond Grocery Company	6.20
Fashion Shoeing Shop	6.00
H. Gratz	1.00
C. H. Grayston	46.80
Dingley Garage	16.65
Fisk & Motta	45.00
B. Angel	.50
Fashion Shoeing Shop	5.50
H. J. Downey	1.00
Home Const. Co.	16.50
Modesto French Laundry	7.50
The Modesto News	130.37
Modesto Irrigation Dist.	20.00
Modesto Gas Lt Coal & Coke Co.	10.40
Morris Bros	2.35
J. H. Pinckney	14.50
E. B. Maze	2.50
The Pacific Tel. & Tel. Co.	9.85
J. W. Richards	1.00
Standard Oil Co.	28.50
Stockton Iron Wrks	86.20
Sheriff of Stanislaus Co.	71.75
Turf Shoeing Shop	16.50
Turner Hardware & Impl. Co.	7.00
H. N. Thomsen	1.25
Patrick & Co.	1.60
General Electric Co.	26.76
W. B. Wood & Son	17.87
Yale Cyclery	44.95
Donkin & Bacon	31.15
Modesto Electric Fix. Co.	.95
Donley & Pyle	15.40
The Modesto Lumber Co.	43.65
Sierra & S. F. Power Co.	166.05
The Grange Company	40.43
J. C. Cavell	39.00
F. H. Green	41.86
	<u>\$1240.24</u>

WATER FUND.

W. E. Davis	\$18.75
Ira Harris	3.50
Fashion Shoeing Shop	.75
D. T. Bunker Garage	30.10
Home Construction Co.	10.20
The Modesto News	2.70
Modesto Gas Lt Coal & Coke Co.	1.90
J. H. Pinckney	5.50
Pacific Tel & Tel. Co.	6.85
Turner Hardware & Impl. Co	8.25
W. B. Wood & Son	.75
King & Severin	7.70
Donkin & Bacon	5.30
Modesto Electric Rixture Co.	.95
Byron Jackson Iron Works	67.17
Sierra & S. F. Power Co.	730.00
W. O. Thompson, City Clerk	15.10
F. H. Green	24.97
	<u>\$939.49</u>

WATER IMPROVEMENT FUND.

Stockton Iron Works 8102.67

WATER IMP. EXTENSION FUND.

B. Weil & Sons	\$618.65
Selby Smelting & Lead Co	1100.11
The Grange Company	43.50
W. O. Thompson, City Clerk	28.00
Byron Jackson Iron Works	1347.00
C. D. Vincent	3899.30
	<u>\$7036.56</u>

MUSIC & PROMOTION FUND.

Geo. F. Jones	\$125.00
Storm's Bank	70.00
	<u>\$195.00</u>

In the Matter of City's Street Lighting System where the Wiring Crosses the Railroad Right of Way on "J" Street:-

The Correspondence between the City Engineer and the S. P. Company relative to the City's Street Lighting System where the wiring crosses the Railroad right of way over "J" Street was referred to the City Attorney.

In the Matter of Sidewalks and the alley adjacent to the Hogin and Crow property in Block 69:-

Complaint having been made concerning the condition of the alley and the sidewalks adjacent to the Hogin and Crow property in Block 69, City of Modesto. It is upon motion ordered that Hogin and Crow be notified to make the necessary repairs and place said alley and sidewalk in good condition.

Upon motion the Council adjourned.

Attest:

H. O. Thompson  
City Clerk.

Approved:

G. J. Wren  
Mayor.

City Council, City of Modesto,  
Wednesday, Oct. 23, 1912.

The Council met in regular meeting.  
Present- Councilman Perley, Schafer, Swan and Mayor Wren.

Absent on leave- Councilman Moss.

In the Matter of Minutes:-  
The minutes of the regular meeting of Oct. 9th were read and approved.

In the Matter of Claims:-  
Upon motion by Councilman Swan it is ordered that the sum of \$7,705.00 be paid to the United States Cast Iron Pipe and Foundry Company in accordance with the Engineer's estimate on file.

In Matter of Accepting Deed:-  
Resolution No. 56 N. S. purchasing from J. D. Reeves for the sum of \$199.95 certain land at the intersection of "H" Street, 19th Street, and Kimble Street, for public street purpose was introduced and adopted.

In the Matter of Ordinance:-  
Ordinance No. 36 N. S.

entitled "Ordinance Providing for the Purchase of the Street Flushing Machine for the Use of the City of Modesto". The foregoing entitled ordinance was read and thereupon Councilman Perley moved its adoption. The motion was seconded and upon roll call the ordinance was adopted and passed to print.

RESOLUTION NO 87 N. S.

Authorizing and directing the City Clerk to advertise for bids for the furnishing to the City of Modesto of a high pressure street flushing machine was introduced and adopted upon roll call.

In the Matter of Transformers and Switch-board at the 6th Street Station:-  
The following communication from W. I. Carpenter, City Electrician was read.

To the Honorable Mayor and City Council,  
Gentlemen:

When the 4th station is completed and is made the main station, the 6th Street Station will be left without an all night man, to bring the Street Lighting under the control of the man that will be on duty nights, it will be necessary to move the Transformers and switch board to the No. 4 Station, and I submit a drawing that will accommodate the change if you see fit to make the same. I have only added nine feet to the South end of the present plans which will be ample room.

The matter was discussed and passed to the Mayor.

In the Matter of Plumbing Inspection:-

Mr. Lonkin of the firm of Donkin and Bacon was before the Council concerning the inspection fee of 12 sinks set up in twelve two room cabins, the property of the Pratt-Lowe Preserving Company. The Council decided that one fee of \$2.00 was ample to cover the inspection.

In the Matter of Road to the New Dumping Grounds:-

The matter of purchasing a right of way from the old to the new dumping grounds was discussed and referred to Councilmen Perley and Swan for action.

Upon motion by Councilman Perley, seconded by Councilman Swan, it is ordered that the City Engineer be authorized to take up with the Engineers of the State Highway Commission and the Railroad officials the matter of straightening Ninth Street from "P" Street North to Lateral No. 4 of the Modesto Irrigation District.

Upon motion the Council adjourned.

Attest:

W. O. Thompson  
City Clerk.

Approved:

E. J. Wren  
Mayor.

City Council, City of Modesto,  
Wednesday, Nov. 13, 1912.

The Council met in regular meeting.

Present- Councilmen Perley, Schafer, Swan and Mayor Wren.  
Absent on leave- Councilman Moss.

In Matter of Minutes:-

The minutes of the last regular meeting of Oct. 23, 1912 read and approved.

In Matter of Ordinance:-

ORDINANCE NO. 36 N.S.

Entitled " Ordinance Providing for the Purchase of the Street Flushing Machine for the Use of the City of Modesto"; and having been published as required by law, Councilman Perley moved its final adoption. The motion was seconded and the Ordinance adopted, final, by the following vote:

Ayes- Councilmen Perley, Schafer, Swan and Mayor Wren.

Noes- None.

Absent- Councilman Moss.

In the Matter of Bids for a Street Flushing Machine:-

This being the time fixed by resolution and notice for receiving, opening and examining bids for a Street Flushing Machine, and the Council now in open session proceeded to so open, examine and declare the same. Said bids are as follows:-

Bid of Studebaker Bros. Company.

One 750 gallon steel tank, high pressure Street Flushing Machine, fully equipped,	
	f. o. b. Modesto ----- \$1350.00
One Air Pressure Street Flusher f. o. b. Modesto -----	925.00

Bid of A. L. Young Machinery Company.

One Etnyre 600 Gallon Steel Tank Flusher equipped with engine and pump.	
	f. o. b. Modesto ----- \$1222.00

Bid of the Graves-Spears Road Machinery Company.

One 650 Gallon Tiffin Flushing Machine equipped as per specifications (Specifications being for Air Flushing Machine), f. o. b. Modesto -----	\$1185.00
--	-----------

All bids having been duly examined and considered whereupon Councilman Perley moved that the bid of Studebaker Bros. Company for the 750 gallon, steel tank, high pressure Street Flushing Machine in the sum of \$1350.00 be accepted and that all other bids be rejected and the certified checks accompanying same be returned. The motion was seconded by Councilman Swan

carried and so ordered.

In the Matter of Accepting Deed:-

Resolution No. 88 N. S. accepting from J. R. Broughton and Jennie Broughton a deed conveying to the City a certain tract of land in the vicinity of Annie Street and "J" Street, said conveyance being a gift to said City, was introduced and adopted.

In the Matter of Ordinance:-

ORDINANCE NO. 37 N. S.

Entitled "An Ordinance regulating the removal of Buildings in, on, upon, across or into public streets and highways, and providing a penalty for the violation thereof." The foregoing entitled ordinance was read and introduced by Councilman Perley who moved its adoption. The motion was seconded and upon roll call the ordinance was adopted and passed to print.

In the Matter of City Health Officer:-

Dr. J. J. Knowlton, having decided to change his residence from the City of Modesto to the Town of Waterford, tendered his resignation as Health Officer of the City of Modesto. The said resignation having been read, Councilman Swan moved that the resignation be accepted. The motion was seconded, carried and so ordered.

In the Matter of Appointing a City Health Officer:-

<sup>caused by the resignation</sup> Resolution No. 89 N.S., appointing Dr. E. V. Falk, City Health Officer, to fill the vacancy of Dr. J. J. Knowlton, was read, introduced and upon roll call declared adopted. Said appointment to take effect commencing Nov. 14th, 1912.

In the Matter of Overhead Electric Light or Power Lines Crossing the Railroad Tracks on "J" S Street:-

The Southern Pacific Company, having presented its agreement granting to the City of Modesto the right to erect, maintain and operate its conductors for transmission of electricity for lighting and for power purposes over and across the tracks of said company at "J" Street as indicated by map attached to said agreement, Councilman Swan moved that the Mayor be authorized to execute said agreement on behalf of the City. The motion was seconded by Councilman Schafer, carried and so ordered.

In the Matter of Building Permit:-

The Modesto Irrigation District having filed with the City Council, the written consent of adjacent property owners to the construction by said District of a galvanized iron building for a garage on the rear of its property (Lot 5 Block 69 ) on Tenth Street, Modesto, California. Permission is hereby granted said District to construct said garage.

In the Matter of Claims:-

The following claims against the City of Modesto were duly audited and allowed by the Council and warrants ordered drawn upon the following funds, to-wit:-

GENERAL FUND.

George E. Wallace, Fire Chief	\$25.00
Modesto Irrig. Dist.	20.00
George E. Wallace, Fire Chief	50.00
Bunker Garage	1.50
E. E. Burt	2.50
H. J. Downey	1.25
Donley & Pyle	2.90
Eugene Dietzgen Co.	315.68
Fashion Shoeing Shop	4.00
Home Construction Co.	22.89
George H. Freitas	6.00
C. A. Galvin	3.50
Gordon & Holdridge	3.50
The Grange Co.	43.99
The Johnston & Ross Furn. Co.	10.00
P. Latz	11.70
Lewis Shoe Co.	10.50
John Martin	12.00
E. B. Maze	.50
Modesto French Laundry	10.05
Modesto Gas-Lt Coal & Coke Co.	16.70
Modesto Carriage Works	10.25
Modesto Printing Company	22.75
Modesto Lumber Company	5.11
Dr. J. J. Knowlton	21.50
Pacific Tel. & Tel. Co.	9.00
The Modesto News	42.68
The Neuner Company	6.45
Sheriff of Stanislaus Co.	9.00
Stanislaus Lumber Co.	8.25
Standard Oil Company	28.50
Sierra and S. F. Power Co	192.80
Turf Shoeing Shop	11.75
Turner Hardware & Impl. Co.	18.65
Dingley Garage	5.85
W. B. Wood & Son	20.60
W. O. Thompson, City Clerk	32.50
General Electric Co.	1.11
Modesto Repressed Brick Co.	24.00
Mrs. Josie S. Wood	27.50
Sheriff of Stanislaus Co.	30.74
W. O. Thompson, City Clerk	16.20
Fisk & Motta	24.00
Turf Stables	2.00
R. L. Dallas	5.00
R. L. Dallas	161.00
Modesto Transfer Co.	.75
J. F. Nunes	2.50
E. E. Burt	.50
Worswick Street Pavng Co.	89.31

\$1404 42

WATER FUND.

W. E. Davis	\$25.00
Donkin & Bacon	25.30
Fashion Shoeing Shop	1.50
Home Construction Co	6.70
Modesto Fuel Co.	8.70
Modesto Carriage Co.	11.35
Modesto Lumber Co.	4.32
Pacific Tel. & Tel. Co.	6.85
The Modesto News	2.70
J. M. Ross	2.25
H. H. Severin	2.50
Stanislaus Lumber Co.	8.25
Sierra and S. F. Power Co.	557.60
Turner Hardware & Imp. Co.	32.95
W. B. Wood & Son	5.45
Stockton Iron Works	132.86
Crane Company	596.61
Modesto Repressed Brick Co.	70.00
W. O. Thompson, City Clerk	47.29
	<u>\$1547.58</u>

WATER IMPROVEMENT EXTENSION FUND.

C. D. Vincent	\$1832.03
C. D. Vincent	38.80
Howell & Howell	795.00
Selby Smelting & Lead Co.	1100.00
Thomson Bros.	240.87
Crane Company	350.10
W. O. Thompson, City Clerk	31.42
U. S. Cast Iron Pipe & F. Co.	4063.00
Byron Jackson Iron Works	3565.00
	<u>\$12016.22</u>

STREET INTERSECTION FUND.

Worswick Street Paving Company \$4318.02

The foregoing claims of C. D. Vincent, Byron Jackson Iron Works and the U. S. Cast Iron Pipe and Foundry Company were allowed in accordance with the Engineer's Estimate on file, and the claim of the Worswick Street Paving Company for paving street and alley intersections was allowed having received the Engineer's O. K.

In the Matter of Extending City Water Mains:-

Mrs. C. D. Swan on behalf of the Woman's Improvement Club filed a communication asking that the City Water Mains be extended through Graceada Park from Alice Street to Stoddard Ave. The request was granted and so ordered. It being the opinion of the Council that the Water Superintendent lay a number of 2" mains.

In the Matter of sale of City Horses:

Upon motion by Councilman Swan, duly seconded by Councilman Schafer, it is ordered that the Commissioner of Public Works and the Street Superintendent be, and they are authorized to sell three of the City horses, it being determined that they are unservicable and otherwise unfit for City purposes.

In the Matter of Leave of Absence of the City Attorney-

Upon request, City Attorney E R. Jones was granted permission to leave the state for a period of forty days.

No further business appearing, the Council upon motion adjourned.

Attest:

H. O. Thompson City Clerk.

Approved:

H. J. Shren Mayor.

Wednesday, Nov. 27th, 1912.

The Council met in regular meeting.

Present- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

In the Matter of Minutes:-

The minutes of the last regular meeting of Nov. 13th, 1912, read and approved.

In the Matter of Ordinance:-

ORDINANCE NO. 37 N. S.

Entitled "An ordinance regulating the removal of buildings in, on, upon, across or along or into public streets and highways, and providing a penalty for the violation thereof"; and having been published as required by law, Councilman Perley moved its final adoption. The motion was seconded and the ordinance adopted, final, by the following vote:

Ayes- Councilmen Perley, Schafer, Moss, Swan and Mayor Wren.

Noes- None.

Absent- None.

In the Matter of Calling for Bids for Light and Power for the use of the City of Modesto for the year 1913:-

Resolution No. 90 N. S.

authorizing and directing the City Clerk to publish notice, calling for sealed proposals for the furnishing of light and power for the year 1913, was introduced and unanimously adopted.

In the Matter of Claims:-

The claims of C. D. Swan, one in the sum of \$90.85 and the other in the sum of \$354.15 on account of cash advanced for special police services rendered by Western Detective Agency as per requisitions and vouchers attached, was upon motion by Councilman Schafer ordered paid.

In the Matter of Reports:-

The monthly reports of Fire Chief George E. Wallace and City Electrician W. I. Carpenter were examined and ordered placed on file.

In the Matter of Extension of Time for the Paving of "G" St.:-  
The Worswick Street Paving Company having made application for an extension of time for the completion of the paving or improvement of "G" St. as provided by Resolution of Intention No. 39, whereupon Resolution No. 91 N.S. authorizing and directing the Street Superintendent to extend the term for the completion of said work 90 days, was introduced and adopted.

In the Matter of Modesto Booklet to be gotten out by the Modesto Chamber of Commerce:-

Mr. F. A. Cresse, Jr., appeared before the Council as a committee of one from the Modesto Chamber of Commerce and asked for an appropriation of \$1,000.00 toward the publication of the Modesto Booklet. The Booklet will be purely a Modesto advertising pamphlet and in addition will contain statistics of the City furnished from the City records by Councilman Schafer. Councilman Swan moved that the sum of \$1,000.00 payable out of the Music and Promotion Fund be allowed the Modesto Chamber of Commerce, as asked for. The motion was seconded, carried and so ordered. This will be in addition to the \$500.00 allowed the Modesto Chamber of Commerce July 17th, 1912.

Upon motion the Council adjourned.

Attest:

W. O. Thompson  
City Clerk.

Approved:

E. J. Wren  
Mayor.

The Council met in regular meeting.

Present: Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.  
Absent: None.

The minutes of the last regular meeting of Nov. 27th, 1912 were read and the same ordered approved as read.

In the Matter of Opening Bids and awarding Contract for the Furnishing of Light and Power for the City of Modesto for the year 1913:-

This being the time fixed by resolution of this Council and pursuant to published Notice to Bidders inviting proposals or bids for light and power for the use of the City of Modesto for the year 1913, and there being one proposal on file - that of the Sierra and San Francisco Power Company, which proposal opened is as follows:

To the Honorable Council,  
Modesto, Calif.

Gentlemen: In reply to your call for bids for light and power for the use of the City of Modesto, for the year 1913, and as outlined in your "Notice to Bidders", a copy of which is attached hereto, we agree to enter into a contract to furnish electricity for light and power at the following rates:

LIGHT.

A.- Current for the operation of the street lighting system, consisting of approximately 170-100 watt Tungsten lamps, all-night schedule ----- 3¢ per KWH

B. Current for the illumination of the Street Arch, all-night schedule ----- 3¢ per KWH

C.- Current for the illumination of all Municipal Buildings, Public Library, etc.	First	100 KWH	7¢
	Next	200 KWH	6¢
	Next	300 KWH	5¢
	Next	400 KWH	4¢
	All over	1000 KWH	3¢

POWER.

Current for the operation of 1-75 H.P. motor at the 8th Street Station, 1-75 H.P. motor at the 10th Street Station 1.2¢ per KWH, with a guaranteed monthly minimum charge of 50¢ per horse power of the installed capacity.

I am enclosing herewith a certified check on the Croker National Bank of San Francisco for \$1,000.00 as a guarantee of good faith in submitting this bid.

Respectfully,  
Chas. S. Northcutt,  
Manager San Joaquin Division.

Whereupon proposal having been duly considered, Councilman Perley read and moved the adoption of

RESOLUTION NO. 93 N.S.

which resolution accepts the proposal of the Sierra and San Francisco Power Company and awards the contract to said Company. The motion to adopt Resolution No. 93 N.S. was seconded by Councilman Schafer and the resolution adopted by unanimous vote.

In the Matter of Claims:-

The following claims against the City of Modesto were duly audited and allowed by the Council and warrants ordered drawn upon the following funds. to-wit:-

GENERAL FUND.

Fire Chief	\$25.00
Modesto Irrig. Dist.	20.00
Fire Chief	24.00
Sheriff Stanislaus Co.	32.75
H. J. Downey	5.45
Fashion Shoeing Shop	4.00
H. Gratz	1.50
Grange Co.	34.08
C. L. Hunter	5.00
King & Severin	.75
Modesto French Laundry	7.00
Modesto News	34.90
Pacific Tel. & Tel. Co.	9.00
Modesto Lumber Co.	6.45
Modesto Gas Lt Coal & C. Co.	19.95
H. T. Crow	4.00
Sierra & S. F. Power Co.	197.30
Standard Oil Co.	29.45
Turf Shoeing Shop	11.50
Turner Hardware Co.	16.13
W. B. Wood & Son	5.35
Tynan Hotel	9.00
Revolving Fund	7.60
J. H. Pinckney	1.75

GENERAL FUND CONT'D.

Donley & Pyle	\$ 5.50
Fred Rid	2.50
Modesto Teaming Co.	4.00
Donkin & Bacon	1.50
Worwick Street Paving Co.	355.97
Total	<u>\$366.47</u>

WATER FUND.

W. E. Davis	\$25.00
Home Const. Co.	4.00
Ira Harris	2.45
King & Severin	2.90
Modesto Repressed Brick Co.	30.00
Modesto Fuel Co.	12.00
Modesto News	2.70
Pacific Tel. & Tel. Co.	9.85
Modesto Gas Lt. Coal & Coke Co.	49.63
Sierra & S. F. Power Co.	365.60
Stanislaus Lumber Co.	5.50
Turner Hardware & Imp. Co.	6.15
W. B. Wood & Son	1.50
City Clerk (Rev. Fund.)	2.81
J. H. Pinckney	2.70
Donley & Pyle	16.79
Stockton Iron Works	8.07
Water Works Supply Co.	3.00
Crane Co.	140.00
Donkin & Bacon	8.76
Total	<u>\$1937.51</u>

WATER IMPROVEMENT EXTENSION.

Roberts & Denicke	\$500.00
C. D. Vincent	2129.24
C. D. Vincent	646.70
Byron Jackson Iron Works	6285.00
U.S.C.I.P. & F. Co.	9967.50
Total	<u>\$19631.94</u>

STREET INTERSECTION FUND.

Worwick Street Paving Co.	\$1446.31
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WATER IMPROVEMENT FUND.

B. Weil & Sons	\$110.15
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UNAPPORTIONED FUND

Mrs. A. W. Toombs	\$27.75
Adam Hill	29.45
Carlotta A. Wood	9.25
Abram N. King	6.01
J. W. Goldsworth	11.65
J. E. Van Aken	18.50
Total	<u>\$102.61</u>

In the Matter of Reports:-

The following monthly reports were duly examined by the Council and ordered placed on file:

Monthly report of George E. Wallace, Fire Chief.  
Monthly Report of W. I. Carpenter, City Electrician.  
Monthly Report of Dr. E. V. Falk, City Health Officer.  
Monthly Report of E. B. Maze, City Treasurer.

In the Matter of Air Compressor for Fire Alarm System:-

Commissioner Swan submitted correspondence from City Electrician, W. I. Carpenter relative to the purchase price of an air compressor used by Oscar Housen in his garage on 11th Street. The purchase of the same for use of the Fire Alarm System was discussed and upon motion by Councilman Ferley was referred to the Commissioner of Public Supplies with power to act.

In the Matter of Ordinance:-

ORDINANCE NO. 38 N.S.

Entitled "An Ordinance Appropriating the sum of \$1,000.00 for the Purpose of Advertising the City of Modesto" was introduced by Councilman Swan who moved its adoption. The motion was seconded and upon roll call was unanimously adopted.

The adoption of the foregoing ordinance was in accordance with the motion of the Council which prevailed at a regular meeting of the Council Nov. 27th, 1912.

The following resolution was introduced and unanimously adopted:

RESOLUTION NO. 92 N.S.

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

WHEREAS, Complaint has been made to this Council by the Health Officer that the physicians of this city are not complying with the provisions of Ordinance No. 14 N. S. relating to the reporting of births, deaths and contagious diseases,

BE IT RESOLVED that the said Health Officer be, and he is hereby instructed to mail to each practicing physician and surgeon within the City a copy of said Ordinance, and that he be further instructed to report to this Council the name of every physician or surgeon failing to comply with the provisions of said ordinance.

No further business appearing, the Council adjourned.

Attest:

J. O. Thompson  
City Clerk.

Approved:

G. J. Wren  
Mayor.

Council, City of Modesto,  
Thursday, Dec. 26th, 1912.

Wednesday, Dec. 25th, being a Holiday, the Council met in regular meeting on the above date and there were present Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

In the Matter of Minutes:-

The minutes of the last regular meeting of Dec. 11th, 1912 were read and ordered approved.

In the Matter of Petition of Stanislaus Creamery Company for Spur Track:-

Attorney J. W. Hawkins appeared before the Council and on behalf of the Stanislaus Creamery Company presented a petition in which the petitioner, the Stanislaus Creamery Company prays that the Council grant to them the right and privilege for the erection and construction of a spur track to be laid from the Tidewater-Southern Railroad Company's track on Ninth Street into and upon the property of the petitioner, Lots 29, 30, 31, and 32 Block 58, City of Modesto.

The matter was deferred until the next meeting, with request that the petitioner file a blue print, showing location and design of the proposed spur. It being the consensus of opinion that the petition be granted.

In the Matter of Ordinance:-

ORDINANCE NO. 38 N.S.

Entitled "An Ordinance Appropriating <sup>the sum of</sup> One Thousand (\$1,000) Dollars for the Purpose of Advertising the City of Modesto" and having been published as required by law, Councilman Swan moved its final adoption. The motion was seconded and the Ordinance adopted, final, by the following vote:-

Ayes:- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.  
Noes:- None. Absent:- None.

In the Matter of Claims:-

The Claims of the Worswick Street Paving Company, one in the sum of \$5274.64 for paving street and alley intersections and the other in the sum of \$887.65 for miscellaneous paving and patch work were duly audited and allowed by the Council.

In the Matter of Map for City Attorney:-

Upon application the Commissioner of Public Supplies was authorized to supply the City Attorney with a map of the City of Modesto.

In the Matter of Block "G":-

M. B. Kittrell, the owner of fractional Block "G", offered to deed the City that portion of the Block on the Northerly side of the alley, fractional Lots 15 and 16, provided the City would close and vacate the alley in said block, the ownership reverting to M. B. Kittrell. The proposition was rejected by the Council, the City Engineer stating that the City Sewer extends through said alley.

In the Matter of Hitching Posts:-

Hitching posts were ordered erected on "F" Street between 9th and 11th Streets and the Commissioner of Public Works will give the same attention.

In the Matter of Inviting Bids for the Improvement of the Northeasterly one-half of the Ninth and "G" Street Intersection:-

Councilman Perley moved and it is so ordered that the Clerk be authorized and directed to advertise for bids for the improvement of the Northeasterly one-half of the Ninth and "G" Street Intersection by paving the same with asphalt concrete in accordance with specifications. The Council reserving the right to reject any and all bids. Bids to be opened Jan. 8th, 1913.

No further business appearing, the Council upon motion adjourned.

Attest:

H. O. Thompson  
City Clerk.

Approved:-

E. J. Green  
Mayor.