
Council, City of Modesto,

Wednesday, Jan. 10th, 1917.

The Council met in regular meeting.

Present: Councilmen Gum, O'Connor, Swan and Mayor Morris.

Absent: Councilman Moss.

In the Matter of Minutes:-

The minutes of the last regular meeting of December 27th, 1916, were read and same ordered approved as read.

In the Matter of Reports:-

The following monthly reports were examined and ordered placed on file :

E. B. Maze,	City Treasurer.
Geo. E. Wallace,	Fire Chief.
Dr. E. V. Falk,	City Health Officer.

In the Matter of Claims:

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

GENERAL FUND.

A. L. Cressey	\$10.00
Fire Chief	25.00
Sunny Valley Land Co.	20.00
Modesto Drug Co.	25.00
John Kroot	15.00
S.P.Kinnear, St. Supt.	25.00
Modesto Gas Co.	473.25
S. & S.F.Power Co.	372.17
Pacific Tel. and Tel. Co.	15.65
Mabel Austin	13.75
The Book Shop	.40
R. L. Dallas	23.25
Donley, C.E.	1.70
Downey, H.J.	5.20
Dunham Carrigan Co.	4.73
Elliott, A.E.	3.55
Ellery Arms Co.	1.00
Lee Gong	5.15
Fargo and Herron	.50
Fashion Shoeing Shop	10.00
Freitas, G.H.	3.35
Hanna Auto Supply Co.	9.45
Hawking, Edward	3.25
Jockey Club Shoeing Shop	9.50
Johnson's Cyclery	2.92
Kelly Hardware Co.	1.20
Lambert, A.Z.	1.00
Marshall Vulcanizing Works	4.50
Maze, the Druggist	2.55
Moore, J. S.	15.25
Morris Bros.	7.25
Modesto Carriage Works	18.75
Modesto Evening News	40.25
Modesto French Laundry	8.10
Modesto Livery Stable	7.00
Modesto Steam Laundry	1.15
Modesto Lumber Co.	21.30
Ney and Beckley	6.75
O'Leary, P.	3.00
Parks Garage	4.35
Rosen, Harry	4.85
Russell, J.A.	3.35
Roy Reynolds	4.75
Sheriff Stanislaus County	66.40
Shiffert	4.50
Standard Oil Co.	14.41
Studebaker Garage	2.50
Tatum, L. O.	10.25
Tatum, R. A.	2.95
Turner Hardware & Impl. Co.	19.80
Turner, Guy	11.50
Westinghouse Electric Co.	59.00
West, J.S.	48.31
Schafer Co.	12.75
Yale Cyclery	2.40
Bunker Garage	1.70
Hepple-Stevens Company	.65
Jockey Club Shoeing Shop	5.75
Phillis, J. A.	213.95
Turner Hardware Co.	3.00
Revolving Fund	12.04
State Compensation Insurance Co.	908.69
Central California Paving Co.	65.00
Nicholson, W.C.	-15.00
	<u>\$2712.75</u>

WATER FUND.

W. E. Davis	\$25.00
Modesto Gas Co.	12.35
S. and S. F. Power Co.	365.36
Pacific Tel. and Tel. Co.	3.00
Auto Enameling Works	45.00
Crane Co.	1.88
Glauber Brass Man'f'g Co.	123.07
Good Man'f'g Co.	1.45
Kelly Hardware Co.	4.00
Lederle, H.A.	15.00
Marshall Vulcanizing Works	2.16
Modesto Carriage Works	1.50
Modesto Evening News	2.70
Modesto Printing Company.	76.00
Turner Hardware & Impl. Co.	.25
Heple-Stevens Co.	2.25
Revolving Fund	3.49
State Compensation Insurance Co.	60.24
	<u>\$744.70</u>

SPECIAL SEWER IMPROVEMENT FUND.

Donley, C. E.	\$2.35
Modesto Lumber Co.	21.04
Robinson and Bonnett	2.00
	<u>\$25.39</u>

In the Matter of Notice of Districting.

This being the time fixed pursuant to published "Notice of Districting" and in accordance with Ordinance No. 102 N.S. heretofore introduced and classifying and declaring certain portions of the City of Modesto to be district of Class One as defined in Section No. 1 of Ordinance No. 96 N.S. when any and all persons may appear and show cause why said proposed districting should not be carried out in accordance with said Ordinance. There were present Mr. and Mrs. Henry Hamilton and Mrs. John Lowell objecting to said districting. Councilman Swan moved that the matter be postponed until the next regular meeting and it was so ordered. Action upon the final adoption of Ordinance No. 102 N.S. was also postponed until Jan. 24th, 1917.

In the Matter of Municipal Swimming Pool:-

Councilman Swan moved that it is the purpose of this Council to submit to the people at the next General Election the proposition to vote Bonds in an amount to be determined upon at a later date for the purpose of constructing a Municipal Swimming Pool, and it was so ordered of record.

In the Matter of Vacating the Alley in Block 39 Maze Addition:-

A communication was received from the Modesto City School District, through its Board of Trustees, respectfully requesting that proceedings be taken for the closing of the alley in Block 39, Maze Addition. The request was made necessary for the construction of the \$33,000.00 Grammar School building on the site of said Block 39.

The matter being duly considered, the Council passed

RESOLUTION OF INTENTION NO. 64.

RESOLUTION NO. 323 N.S.

to vacate and abandon the alley through Block 39, Maze Addition, saving and reserving to the City of Modesto a right of way therethrough for water pipes and hydrants and the right of ingress and egress to properly care for the same.

ORDINANCE NO. 103 N. S.

Entitled " AN ORDINANCE VACATING THE ALLEY IN BLOCK 39 OF THE MAZE ADDITION TO THE CITY OF MODESTO AND PROVIDING FOR THE EXECUTION OF A DEED THEREFOR" was read and offered for adoption and upon call was adopted and passed to print by the following vote:

Ayes: Councilmen Gum, O'Connor, Swan and Mayor Morris.

Noes: Councilmen None. Absent: Councilman Moss.

In the Matter of Notice of Filing of Assessment List and of Time fixed to Show Cause why Bonds Should not be Issued:-

Upon written request from the Central California Paving Company, contractor for the completed work on McHenry Ave. from Stodard Ave. North to the canal, the City Clerk was authorized and directed to give notice of the filing of the assissment list by the Street Superintendent, and of a time therein fixed, when interested persons may appear before the City Council and show cause why bonds should not be issued upon the security of the unpaid assessments shown on said list, as filed by the Street Superintendent.

Pending the further consideration of business, the Council upon motion adjourned to meeti Wednesday, Jan. 17th, 1917, at 7.30 o'clock P.M.

Attest: H. O. Thompson
City Clerk.

Approved: _____ Mayor.

Wednesday, Jan. 17th, 1917.
7.30 o'clock P.M.

The Council met pursuant to adjournment from the regular meetings of Jan. 10th, 1917, and Councilman Moss and O'Connor were noted absent.

In the Matter of Accepting Deed:-

Mrs. Ora Bates having presented her deed to the City of Modesto containing 429.26 sq.ft. at the intersection of Annie Street and McHenry Ave., Councilman Swan moved that the same be accepted and that a warrant be drawn in favor of Mrs. Bates in the sum of \$150.00 for the same. The motion was seconded, carried and so ordered.

In the Matter of use of Warren Brothers Patents in Street Paving:-

N. C. Olson, representative of Warren Brothers, was before the Council and submitted their Bitulithic License Mixture Agreement for Bitulithic pavement and said agreement being duly considered, whereupon the following Resolution was introduced and adopted:

RESOLUTION NO. 324 N. S.

A RESOLUTION ACCEPTING BITULITHIC LICENSE MIXTURE AGREEMENT OF WARREN BROTHERS FOR THE PAVING OF CERTAIN STREETS OF MODESTO.

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

That the Bitulithic Mixture agreement of Warren Brothers Company for the paving of the following streets in the City of Modesto, to-wit:

Sixteenth Street from the northwest property line of "I" Street northwesterly to the south property line of Needham Street; tenth Street from the northwest property line of "L" Street northwesterly to the south property line of Needham Street, and "L" Street from the northeast property line of Ninth Street northeasterly to the southwest property line of Tenth Street with Bitulithic pavement be accepted, and the City Clerk be and he is hereby directed to file the same in this office.

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

RESOLUTION NO. 325 N. S.

RESOLUTION ORDERING PLANS AND SPECIFICATIONS.

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

That, whereas, it is contemplated that certain improvements be made upon Sixteenth Street from the northwest property line of "I" Street northwesterly to the south property line of Needham Street within 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 said City Engineer be and he is hereby ordered to furnish plans, specifications and estimates of the proposed cost and improvement to be made in the paving of said street with a cement concrete base and an bitulithic wearing surface.

The following is the roll call upon the adoption of the above resolution:

Ayes: Councilmen Gum, Swan and Mayor Morris.

Noes: Councilmen None.

Absent: Councilmen Moss and O'Connor.

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.

RESOLUTION NO. 326 N. S.

RESOLUTION ADOPTING PLANS AND SPECIFICATIONS.

RESOLVED, that the plans and specifications for the following work to be done and improvement to be made in said City, to-wit:

For the paving of Sixteenth Street from the northwest property line of "I" Street northwesterly to the south property line of Needham Street within the City of Modesto, as prepared by the City Engineer of said City, and submitted this 17th day of January, 1917, be and the same are hereby adopted as and for the plans and specifications for doing said work.

The following is the roll call upon the adoption of the Resolution:

Ayes: Councilmen Gum, Swan and Mayor Morris.

Noes: Councilmen None.

Absent: Councilmen Moss and O'Connor.

RESOLUTION NO. 327 N.S.

RESOLUTION OF INTENTION NO. 65.

Providing for the grading and paving with a cement concrete base and Bitulithic wearing surface five and one-half (5½) inches in thickness, a foundation course of cement concrete four (4) inches in thickness and a wearing surface of Bitulithic 1½ inches in thickness, and curbed with cement concrete curbing, and to further construct cement concrete gutters for Sixteenth Street from the northwest boundary line of "I" Street northwesterly to the south boundary line of Needham Street, Modesto, Stanislaus County, California, as more fully set forth in said Resolution of Intention No. 65, was read and introduced by Councilman Gum, who moved its adoption. The motion was seconded and upon roll call was declared carried by the following vote:

Ayes: Councilmen Gum, Swan and Mayor Morris.

Noes: Councilmen None.

Absent: Councilman Moss and O'Connor.

RESOLUTION NO. 328 N.S.

RESOLUTION ORDERING PLANS AND SPECIFICATIONS.

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

THAT WHEREAS, it is contemplated that certain improvements be made upon Tenth Street between the curb lines from the northwest property line of "L" Street northwesterly to the south property line of Needham Street within 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 said City Engineer be and he is hereby ordered to furnish plans, specifications and estimate of the proposed cost and improvement to be made in the paving of said street with a cement concrete base and a Bitulithic wearing surface.

The following is the roll call upon the adoption of the above Resolution:

Ayes: Councilmen Gum, Swan, and Mayor Morris.

Noes: Councilmen None.

Absent: Councilmen Moss and O'Connor.

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.

RESOLUTION NO. 329. N. S.

RESOLUTION ADOPTING PLANS AND SPECIFICATIONS.

RESOLVED, that the plans and specifications for the following work to be done and improvement to be made in said City, to-wit:

For the paving of Tenth Street between the curb lines from the northwest line of "L" Street northwesterly to the south property line of Needham Street within the City of Modesto, as prepared by the City Engineer of said City, and submitted this 17th day of January, 1917, be and the same are hereby adopted as and for the plans and specifications for doing said work.

The following is the roll call upon the adoption of the above Resolution:

Ayes: Councilmen Gum, Swan and Mayor Morris.

Noes: Councilmen None.

Absent: Councilmen Moss and O'Connor.

RESOLUTION NO. 330 N.S.

RESOLUTION OF INTENTION NO. 66.

Providing for the grading and paving with a cement concrete base and a Bitulithic wearing surface five and one-half ($5\frac{1}{2}$) inches in thickness, a foundation course of cement concrete four (4) inches in thickness, and a wearing surface of Bitulithic one and one-half ($1\frac{1}{2}$) inches in thickness, and curbed with cement concrete curbing, and to further construct cement concrete gutters and gutters for Tenth Street from the northwest property line of "L" Street northwesterly to the south property line of Meedham Street, Modesto, Stanislaus County, California, as more fully set forth in said Resolution of Intention No. 66, was read and introduced by Councilman Swan who moved its adoption. The motion was seconded and upon roll call was declared adopted by the following vote:

Ayes: Councilmen Gum, Swan and Mayor Morris.

Noes: Councilmen None.

Absent: Councilmen Moss and O'Connor.

RESOLUTION NO. 331 N.S.

RESOLUTION ORDERING PLANS AND SPECIFICATIONS.

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

THAT WHEREAS, it is contemplated that certain improvement be made upon "L" Street between the curb lines from the northeast property line of Ninth Street northeasterly to the southwest property line of Tenth Street within 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 improvement.

IT IS HEREBY RESOLVED that said City Engineer be and he is hereby ordered to furnish plans, specifications and estimate of the proposed cost and improvement to be made in the paving of said Street with a cement concrete base and a Bitulithic wearing surface.

The following is the roll call upon the adoption of the Resolution:

Ayes: Councilmen Gum, Swan and Mayor Morris.

Noes: Councilmen None.

Absent: Councilmen Moss and O'Connor.

ENGINEER'S ESTIMATE.

Compliance with the foregoing Resolution, the City Engineer submitted and filed Plans and Specifications and his Estimate of the cost of said work.

RESOLUTION NO. 332 N. S.

RESOLUTION ADOPTING PLANS AND SPECIFICATIONS.

RESOLVED, that the plans and specifications for the following work to be done and improvement to be made in said City, to-wit:

For the paving of "L" Street between the curb lines from the northeast property line of Ninth Street northeasterly to the southwest property line of Tenth Street within the City of Modesto, as prepared by the City Engineer of said City, submitted this 17th day of January, 1917, be and the same are hereby adopted as and for the plans and specifications for doing said work.

The following is the roll call upon the adoption of the Resolution:

Ayes: Councilmen Gum, Swan, and Mayor Morris.

Noes: Councilmen None.

Absent: Councilmen Moss and O'Connor.

RESOLUTION NO . 333 N.S.

RESOLUTION OF INTENTION NO. 67.

Providing for the grading and paving with a cement concrete base and a Bitulithic wearing surface five and one-half (5½) inches in thickness, a foundation course of cement concrete four (4) inches in thickness and a wearing surface of Bitulithic one and one-half (1½) inches in thickness, and curbed with cement concrete curbing, and to further construct cement concrete gutters and gutters for "L" Street from the northeast property line of Ninth Street northeasterly to the southwest property line of Tenth Street, Modesto, California, as more fully set forth in said Resolution of Intention No. 67, was read and introduced by Councilman Gum who moved its adoption. The motion was seconded and upon roll call was declared adopted by the following vote:

Ayes: Councilmen Gum, Swan and Mayor Morris.

Noes: Councilmen None.

Absent: Councilmen Moss and O'Connor.

The City Engineer was ordered to prepare plans and specifications and an Estimate for the paving of Eleventh Street between "K" and "L" Streets; also Thirteenth Street between "K" and "L" Streets.

In the Matter of Sewer Extension:-

The City Engineer was ordered to extend the lateral sewer system of the City of Modesto so as to sewer Blocks 2, 3, 4 and "Z".

In the Matter of Ordinance:-

ORDINANCE NO. 104 N.S.

"AN ORDINANCE FIXING AND ESTABLISHING THE OFFICIAL CURB GRADE ON SEVENTH STREET FROM THE SOUTHEAST PROPERTY LINE OF "B" STREET SOUTHEASTERLY TO THE NORTH END OF THE BRIDGE"

was introduced and adopted upon roll call by the following vote:

Ayes: Councilmen Gum, Swan and Mayor Morris.

Noes: Councilmen None.

Absent: Councilmen Moss and O'Connor

ORDINANCE NO. 105 N.S.

"AN ORDINANCE FIXING THE WIDTH OF SEVENTH STREET FROM "B" STREET SOUTHEASTERLY TO THE NORTH END OF THE TUOLUMNE RIVER BRIDGE" was introduced and adopted upon roll call by the following

vote:

Ayes: Councilmen Gum, Swan, and Mayor Morris.

Noes: Councilmen None.

Absent: Councilmen Moss and O'Connor.

No further business appearing, the Council upon motion adjourned.

Attest:

H. O. Thompson
City Clerk.

Approved: _____

Mayor.

Council, City of Modesto,

Wednesday, January 24th, 1917.

The Council met in regular meeting.

Present : Councilmen Gum, O'Connor, Swan and Mayor Morris.

Absent: Councilman Moss.

In the Matter of Minutes:

The minutes of the last regular meeting of January 10th, 1917, and the minutes of the regular adjourned meeting of January 17th, 1917, were read and the same ordered approved as read.

In the Matter of Hearing Protests in Relation to the Proposed Improvement, as Described in Resolution of Intention No. 63:-

This being the time fixed pursuant to Resolution No. 332 N.S. for hearing protests in relation to the proposed improvement, as described in Resolution of Intention No. 63 and there appeared before the Council Mrs. Mary S. Wilhite, the owner of all of Block "F", Briehman Addition to the City of Modesto, and protesting the same, and it being the desire of the City Council to modify the report of the City Planning Commission, in relation to the proposed improvement as described in Resolution of Intention No. 63, as filed in the office of the City Clerk of the City of Modesto, December 23rd, 1916.

Whereupon Resolution No. 335 N.S. modifying said report by eliminating from the district certain portions therein described and so modified adopting the report was introduced and adopted by roll call, Councilman Moss being absent.

In the Matter of Notice of Districting:-

This being the time to which postponement had been taken when any and all persons may appear and show cause why a zone of Class One, as defined by Ordinance No. 96 N.S. and as petitioned for and set forth in Ordinance No. 102 N.S., and there was presented a petition signed by H. A. Trueblood and others, petitioning to exempt all property fronting on 10th Street and Needham Street, and a number of said petitioners being heard, the matter was postponed until Feb. 14th, 1917.

In the Matter of Ordinances:-

ORDINANCE NO. 103 N. S.

Entitled "AN ORDINANCE VACATING THE ALLEY IN BLOCK 39 OF THE MASS ADDITION TO THE CITY OF MODESTO AND PROVIDING FOR THE EXECUTION THEREOF," and which was read, introduced, adopted, and passed to print January 10th, 1917, and having been published as required by law, Councilman Gum moved the final adoption of the Ordinance. The motion was seconded, and the Ordinance adopted, final, by the following vote:

Ayes: Councilmen Gum, Swan, O'Connor and Mayor Morris.

Noes: Councilmen None.

Absent: Councilman Moss.

ORDINANCE NO. 104 N. S.

Entitled "AN ORDINANCE FIXING AND ESTABLISHING THE OFFICIAL CURB GRADE ON SEVENTH STREET FROM THE SOUTHEAST PROPERTY LINE OF "B" STREET SOUTHEASTERLY TO THE NORTH END OF THE BRIDGE" and which was read, introduced, adopted and passed to print January 17th, 1917, and having been published as required by law Councilman Swan moved the final adoption of the Ordinance. The motion was seconded, and the Ordinance adopted, final, by the following vote:

Ayes: Councilmen Gum, Swan, O'Connor and Mayor Morris.

Noes: Councilmen None.

Absent: Councilman Moss.

ORDINANCE NO. 105 N.S.

Entitled "AN ORDINANCE FIXING THE WIDTH OF SEVENTH STREET FROM "B" STREET SOUTHEASTERLY TO THE NORTH END OF TUOLUMNE RIVER BRIDGE" and which was read, introduced, adopted and passed to print, January 17th, 1917, and having been published as required by law, Councilman Swan moved the final adoption of the Ordinance. The motion was seconded, and the ordinance adopted, final, by the following vote:

Ayes: Councilmen Gum, Swan, O'Connor, and Mayor Morris.

Noes: Councilmen None.

Absent: Councilman Moss.

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

RESOLUTION NO. 537 N. S.

RESOLUTION ORDERING PLANS AND SPECIFICATIONS.

RESOLVED. by the Council of the City of Modesto as follows:

That whereas, it is contemplated that certain improvement be made upon Thirteenth Street from the northwesterly boundary line of "2" Street/northwesterly to the southeasterly boundary line of "1" Street within 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 improvement.

It is hereby resolved that 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 a cement concrete base and a Bitulithic wearing surface.

The following is the roll call upon the adoption of the above resolution:

Ayes: Councilmen Gum, O'Connor, Swan and Mayor Morris.

Noes: Councilmen None.

Absent: Councilmen Moss.

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.

RESOLUTION NO. 538 N. S.

RESOLUTION ADOPTING PLANS AND SPECIFICATIONS.

RESOLVED, that the plans and specifications for the following work to be done and improvement to be made in said City, to-wit:

For the paving of Thirteenth Street from the Northwesterly boundary line of "X" Street northwesterly to the southeasterly boundary line of "1" Street within the

City of Modesto, as prepared by the City Engineer of said city, submitted this 24th day of January, 1917, be and the same are hereby adopted as and for the plans and specifications for doing said work.

The following is the roll call upon the adoption of the Resolution:-

Ayes: Councilmen Gum, O'Connor, Swan and Mayor Morris.

Noes: Councilmen None.

Absent: Councilman Moss.

RESOLUTION NO. 539 N. S.

RESOLUTION OF INTENTION NO. 68.

providing for the grading and paving with a cement concrete base and a Bitulithic wearing surface five and one-half ($5\frac{1}{2}$) inches in thickness, a foundation course of cement concrete four (4) inches in thickness, and a wearing surface of Bitulithic one and one-half ($1\frac{1}{2}$) inches in thickness, and curbed with cement concrete curbing, and to further construct cement concrete gutters and gutters for Thirteenth Street from the northwesterly boundary line of "L" Street, Modesto, Stanislaus County, California, as more fully set forth in said Resolution of Intention No. 68, was read and introduced by Councilman O'Connor who moved its adoption. The motion was seconded and upon roll call was declared carried by the following vote:

Ayes: Councilmen Gum, O'Connor, Swan and Mayor Morris.

Noes: Councilmen None.

Absent: Councilman Moss.

RESOLUTION NO. 540 N. S.

RESOLUTION ORDERING PLANS AND SPECIFICATIONS.

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

THAT WHEREAS, it is contemplated that certain improvement be made upon Eleventh Street from the northwesterly boundary line of "K" Street northwesterly to the southeast boundary line of "L" Street within 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 improvement.

It is further resolved that said City Engineer be and he is hereby ordered to furnish plans, specifications and estimate of the proposed cost and improvement to be made in the paving of said street with a cement concrete base and a bitulithic wearing surface.

The following is the roll call upon the adoption of the above resolution:

Ayes: Councilmen Gum, O'Connor, Swan and Mayor Morris.

Noes: Councilmen None.

Absent: Councilman Moss.

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.

RESOLUTION NO. 541 N. S.

RESOLUTION ADOPTING PLANS AND SPECIFICATIONS.

RESOLVED, that the plans and specifications for the following work to be done and improvement to be made in said City, to-wit:

For the paving of Eleventh Street from the northwesterly boundary line of "K" Street to the southeast boundary line of "L" Street within the City of Modesto, as

prepared by the City Engineer of said City, submitted this 24th day of January, 1917, be and the same are hereby adopted as and for the plans and specifications for doing said work.

The following is the roll call upon the adoption of the Resolution:

Ayes: Councilmen Gum, O'Connor, Swan and Mayor Morris.

Noes: Councilmen None.

Absent: Councilman Moss.

RESOLUTION NO. 343 N.S.

RESOLUTION OF INTENTION NO. 69.

Providing for the grading and paving with a cement concrete base and a Bitulithic wearing surface five and one-half ($5\frac{1}{2}$) inches in thickness, a foundation course of cement concrete four (4) inches in thickness, and a wearing surface of Bitulithic one and one-half ($1\frac{1}{2}$) inches in thickness, and curbed with cement concrete curbing, and to further construct cement concrete gutters and gutters for Eleventh Street from the northwesterly boundary line of "K" Street northwesterly to the southeast boundary line of "L" Street, Modesto, Stanislaus County, California, as more fully set forth in said Resolution of Intention No. 69, was read and introduced by Councilman Swan who moved its adoption. The motion was seconded and upon roll call was declared carried by the following vote:-

Ayes: Councilmen Gum, O'Connor, Swan and Mayor Morris.

Noes: Councilmen None.

Absent: Councilman Moss.

In the Matter of Appointing Time and Place for Hearing Protests in Relation to the Proposed Improvement, as Designated in Resolution of Intention NO. 62:-

The City Planning Commission having on the 24th day of January, 1917, filed in the office of the City Clerk of the City of Modesto, a report in writing on the proposed improvement as described in Resolution of Intention No. 62 which report being presented to the Council and examined, whereupon

RESOLUTION NO. 336 N. S.

fixing Wednesday, the 14th day of February, A. D. 1917, at 7:30 o'clock P. M. as the time and the Council Chamber as the place for hearing protests in Relation to the Proposed Improvement, as described in Resolution of Intention No. 62, was introduced and adopted.

In the Matter of Payment:

A warrant in the sum of \$1,000.00 was ordered drawn in favor of the Redwood Realty Co. on account of purchase price of water and sewer system under agreement as recorded under Resolution No. 62 N. S.

In the Matter of Notice of Filing Assessment List and of Time fixed to Show Cause why Bonds Should not be Issued:

This being the time fixed pursuant to published notice when interested persons may appear before the City Council and show cause why bonds should not be issued upon the security of the unpaid assessments shown on said list, as filed by the Street Superintendent under Resolution of Intention No. 56 Assessment and Diagram No. 44 and no written objection being presented, the Council thereupon under Resolution No. 354 N. S. determined the assessments which are unpaid and the aggregate amount of same.

No further business appearing, the Council upon motion adjourned.

ATTEST:

H. C. Thompson
City Clerk.

Approved: _____

Mayor

Council, City of Modesto,

Wednesday, Feb. 14th, 1917.

The Council met in regular meeting.

Present: Councilmen Gum, O'Connor, Swan and Mayor Morris.

Absent: Councilman Moss.

In the Matter of Minutes:

The minutes of the last regular meeting of January 24th, 1917, were read and same ordered approved as read.

In the Matter of Paving South Seventh Street:-

Z. E. Drake, of the Central California Paving Company, was before the Council in regard to the unpaved portion of South Seventh Street connecting up with the new concrete bridge across the Tuolumne River. Mr. Drake stated that the owners of all private property whom he had interviewed showed a willingness to sign up agreeing to pave under private contract, the price for completed paving being 15¢ per sq. ft. Mr. Drake stated that he hoped to secure all the contracts from private parties and to complete the work by March 15th, 1917. He also desired the consent of the Council in the matter.

Permission was granted and upon motion by Councilman Gum the Mayor and Clerk were authorized in behalf of the City to enter into contract with said Company for the paving of two small half intersections along the line of work.

In the Matter of Lights in Park :-

Mrs. G. W. Thompson, Mrs. J. C. Templeton and Mrs. M. C. Dowler, a committee from the Woman's Improvement Club, were before the Council to have lights placed in Gracada and Enslin Parks. The Matter was taken under consideration.

In the Matter of Installing Gasoline Filling Tank on Curb:-

Stone Bros. were before the Council with an application to install a second gasoline service tank on the curb at 715 - 10th Street. Owing to the great number of filling stations already established on the curb, the request was upon motion denied.

In the Matter of Hearing Protests under Notice of Parkway Improvement:-

The Improvement heretofore authorized to be done by the Council of the City of Modesto under the "Tree Planting Act of 1915", and pursuant to Resolution of Intention No. 62, and this being the time fixed in accordance with published notice, and the posting of the Street Superintendent's "Notice of Parkway Improvement", for hearing protests in relation to the proposed improvement as set forth in said Resolution of Intention No. 62, and there were presented three petitions protesting against the adoption of the aforesaid Resolution of Intention No. 62.

L. A. Ferris, Secretary of the City Planning Commission, was present and being called upon by the Mayor, addressed the protestants in regard to the formation of a Tree Improvement District and the benefits to accrue therefrom. The protestants being duly heard a communication was read from persons interested in the improvement specified in said Resolution of Intention No. 62 and protesting the proposed assessment specified in the report and asked that the same be modified.

RESOLUTION NO. 344 E. S.

"A Resolution overruling certain protests, correcting and modifying an assessment and thereupon adopting as a whole the report in writing of the City Planning Commission of the City of Modesto on the proposed improvement as described in Resolution of Intention No. 62 of the Council of the City of Modesto as to the property hereinafter described" was introduced and adopted.

In the Matter of Notice of Districting:-

The following communication was received from the City Planning Commission:

"Your City Planning Commission begs to recommend that in the matter of formation of a "Zone" of the First Class in the territory between "M" Street and Needham Avenue, the petition of Property owners of Tenth Street to be eliminated be granted, and that the proceedings be amended in accordance with this elimination. Following out the desire expressed by Eleventh and Twelfth Street property owners we would recommend that the proceedings be carried forward to form the remainder of the given territory into a zone of the first class."

Signed, J. P. Snare, President.
L. A. Ferris, Secretary.

The matter was upon motion by Councilman Gum continued until the next regular meeting and the communication was ordered filed.

In the Matter of Violation of Franchise of the Tidewater Southern Railroad Co.: -

The following communication was received and read:

"Gentlemen: At the request of a number of property owners, whose property adjoins the right-of-way of the Tidewater-Southern Railroad Co., within the City limits of the City of Modesto, I am calling your attention to the fact, that said property owners are greatly disturbed and inconvenienced by the use of steam engines and by the operation of freight trains by said company, and which we believe is in direct violation of their franchise.

I further beg, on behalf of these property owners, that your Honorable Body will take some immediate action in the matter, and oblige,
Yours truly,
H. A. Trueblood."

Following the reading of the communication and a general discussion by the property owners, Councilman O'Connor moved that the City Attorney serve notice upon the officials of the Tidewater-Southern Railroad Company to appear before the City Council in regular meeting February 28th, 1917, at 7.50 O'clock P.M. and show cause why their franchise should not be forfeited. The motion was seconded by Councilman Swan, carried and it is so ordered.

In the Matter of Claims:

The following claims were duly audited by the Council and warrants ordered drawn on the following funds, to-wit:

GENERAL FUND.

A. E. Cressey	\$10.00
S. E. Wallace, Fire Chief	25.00
Sunny Valley Land Co.	30.00
John Kroot	7.50
Street Superintendent	25.00
Modesto Gas Co.	454.82
S. and S. P. Power Co.	445.98
Pacific Tel. and Tel. Co.	25.45
Revolving Fund	30.50
Home Realty Co.	25.00
Andrews, Frank	.85
Austin, Mabel	57.60
Bass, Jack	10.25
The Book Shop	1.50
Bunker Garage	1.10
Dallas, R. E.	29.80
Dickinson & Carlson	.60
Donley, C. E.	1.25

GENERAL FUND CONT'D.

Downey, T. J.	\$1.85
Dietsgen, Eugene	24.23
Fargo & Herron	4.20
Fashion Shoeing Shop	2.00
J. J. Ferlin Garage	30.80
Frederick Post Co.	5.49
Freitas, G. H.	3.50
Gladding McBean & Co.	92.75
The Grange Co.	5.45
Graves-Spears Road Machinery Co.	9.25
Grayston, C. T.	18.25
Hanna Auto Co.	5.95
Harmon, E. V.	5.91
Jockey Club Shoeing Shop	4.00
Johnson's Cyclery	18.95
Kelly Hardware Co.	.95
Marshall Vulc. Works	1.50
Laze, the Druggist	.50
Modesto Auto Co.	.41
Modesto Carriage Works	3.15
Modesto Evening News	265.65
Modesto Fuel Co.	1.60
Modesto Lumber Co.	4.29
Modesto Printing Co.	19.75
Modesto French Laundry	10.05
Modesto Steam Laundry	1.50
Moore, J. S.	11.00
Morris Bros.	6.30
Mowrey, E. A.	.30
O'Leary, P. J.	1.75
Osvald Hardware Co.	7.10
Parks Garage	43.55
Peterson, . J.	3.00
Phillis, J. A.	214.15
Pilgrim, T. A.	27.10
Post Office News Stand	7.10
Reynolds, Roy	7.55
Russell and Stebbins	4.50
Schafer Co.	5.10
Schwabacher-Trey Stationery Co.	14.55
Sheriff of Stanislaus Co.	35.00
Standard Oil Co.	10.75
Stanislaus Lumber Co.	0.30
Steiger, C. H.	10.30
Stone Bros.	5.30
Studebaker Garage	3.30
Turner & Son	2.75
Turner Hardware Co.	155.55
Union Oil Co.	33.30
Yale Cyclery	1.30
West, J. S.	49.24
Western Electric Co.	237.51
Paris Garage	429.00
McCormick, J. E.	10.50
	<u>\$5078.32</u>

WATER FUND.

W. E. Davis	\$25.00
Modesto Gas Co.	15.50
S. & S. E. Power Co.	335.35
Pacific Tel & Tel Co.	3.00
Revolving Fund	11.69
Carlisle & Co.	10.75
Crane Co.	2.50
The Crane Packing Company	40.55
Dickinson & Carlson	.25
J. J. Ferlin Garage	21.85
Fisk and Motta	1.00
Jockey Club Shoeing Shop	1.50
Kelly Hardware Co.	.25
Marshall Vulc. Works	1.25
Modesto Carriage Works	.30
Modesto Evening News	2.70
Osvald Hardware Co.	.60
Stone Bros.	4.00
Epolumne Lumber Co.	.77
Turner Hardware Co.	4.95
	<u>\$489.73</u>

UNAPPORTIONED FUND.

Harmon, E. V.	\$11.45
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SPECIAL SEWER IMPROVEMENT FUND.

Ajax Foundry Co.	\$14.00
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In the Matter of Franchise Tax of the Sierra and San Francisco Power Co.:-

The Sierra and San Francisco power Company having presented a statement showing the revenue of said Company within the City of Modesto for the year 1916 and also their check, made payable to the City, in the sum of \$1671.55, and representing 2% of the gross earining of the Company within the City of Modesto, Councilman Gum moved that the statement as rendered be accepted. The motion was seconded, carried, and so ordered.

In the Matter of Application for Junk Yard:

S. Handelsman was present and presented an application to run a junk store at #819 - 8th Street and there was also presented a protest from property owners and tenants in Block 43 and the same being duly considered, the application was granted and it was so ordered.

In the Matter of Changing the Name of Annie Street:

A petition was presented from residents and property owners on Annie Street respectfully petitioning the Council to change the name of Annie Street to "East J" Street. The newly suggested name "J" Street, not meeting with the approval of the board, the matter was laid over pending the selection of some other name.

In the Matter of Issuing Bonds to Represent the Expense of Improvement under Resolution of Intention No. 56:-

The following is the Resolution of the Council in the matter duly ordered entered upon its minutes:

RESOLUTION NO. 345 N. S.

WHEREAS, on the 14th day of June, 1916, the City Council of the City of Modesto passed and adopted its Resolution of Intention No. 56 ordering the improvement of certain streets and other public ways within the City of Modesto as in said Resolution specified, and in and by which Resolution of Intention the said City Council declared and determined that serial bonds should be issued to represent the expense of the work and improvement therein proposed, which said resolution of intention so passed and adopted and now on file in the office of the City Clerk of the City of Modesto is hereby referred to and made a part hereof for all purposes; and,

WHEREAS, after the passage and adoption of said resolution of Intention, proceedings as required by law were duly and regularly had whereby a contract for the doing of the work in said resolution specified was awarded and entered into by said City Council and the work therein ordered was performed in accordance with the conditions of said contract and said Resolution of Intention, and a warrant issued to the contractor therefor, and no appeal taken from any decision of the City Council in connection therewith, and after the full expiration of 30 days from the date of the warrant, and after the Street Superintendent recorded the return, and after the Street Superintendent made and filed with the Clerk of the City Council a complete list of all assessments unpaid upon any assessment or diagram number in connection therewith, all of which the City Council find, determine and declare to be the facts, the said City Clerk did then give notice of the filing of said list and of the time therein fixed by said Clerk when interested persons might appear before the City Council and show cause why bonds should not be issued upon the security of the unpaid assessments shown on said list, which time was that of some regular meeting of the City Council; and

WHEREAS, at the time and place so fixed by said Clerk in said notice in accordance with Section 5 of the "Improvement Bond Act of 1915", to-wit: the 24th day of January, 1917, at the hour of 7:30 o'clock P. M. and at the Council Chamber of the City Council of the City of Modesto, at the City Hall No. 717 - 10th Street, in said City the said Council did meet to hear any objection presented and to pass upon the same, and there being no objection presented, the said Council did thereupon pass upon the said assessment list, and by an order upon its minutes determine the assessments which were unpaid and the aggregate amount of the same; and

WHEREAS, the aggregate amount of said assessments remaining unpaid is the sum of \$2954.90.

NOW, THEREFORE, it is hereby ordered and resolved by said City Council that serial bonds as provided by the act of the legislature of the State of California known and designated as the "Improvement Bond Act of 1915" issue in the sum of \$2954.90 in the aggregate; that said bonds be issued in series, that an even annual proportion of the aggregate principal sum thereof shall be payable on the 2nd day of July every year succeeding the first nine months after their date, until the whole is paid, and said bonds shall bear interest at the rate of 7% per annum on all sums unpaid until the whole of said principal and interest are paid, which interest shall be payable semi-annually by coupon on the 2nd days of January and July respectively of each year, provided that the first payment of interest shall not come due until six months before the maturity of the first series of bonds.

It is further ordered that the said bonds shall be ten in number, shall each and all be dated the 14th day of February, 1917, shall each and all be for the principal sum or denomination of \$295.49, and shall be numbered and payable as follows:

- No. 1. July 2nd, 1918.
- No. 2. July 2nd, 1919.
- No. 3. July 2nd, 1920.
- No. 4. July 2nd, 1921.
- No. 5. July 2nd, 1922.
- No. 6. July 2nd, 1923.
- No. 7. July 2nd, 1924.
- No. 8. July 2nd, 1925.
- No. 9. July 2nd, 1926.
- No. 10. July 2nd, 1927.

and that interest thereon shall be payable semi-annually on the 2nd days of January and July of each year, except that the first payment of interest shall not become due until the 2nd day of January, 1918. The amount of semi-annual interest upon each of said bonds is hereby fixed and determined as follows, to-wit: \$10.34, except that the interest coupon payable on the 2nd day of January, 1918, shall be for the sum of \$18.27.

It is further ordered that said bonds shall be in substantially the following form:

IMPROVEMENT BOND.

City of Modesto, Stanislaus Co., California.

\$295.49

Under and by virtue of an act of the legislature of the State of California entitled "Improvement Bond Act of 1915", the City of Modesto (a municipal corporation) will on the 2nd day of July, 19__ out of the redemption fund for the payment of the bonds issued upon the assessments made for the work upon and improvements on McHenry Ave. in or owned by said municipality, more fully described in certain Resolution of Intention passed by the

City Council of said municipality on the 14th day of June, 1916, pay to the bearer the sum of \$295.49, with interest at the rate of 7% per annum, all as is hereinafter specified, and at the office of the treasurer of said Municipality.

This bond is one of several annual series of bonds of like date, tenor and effect, but differing in maturities, issued by said municipality under said act for the purpose of providing means for paying for the work and improvements described in said Resolution of Intention and is secured by the moneys in said redemption fund and by unpaid assessments made for the payment of said work. It is payable exclusively out of said fund and neither the municipality nor any officer thereof is to be holden for payment otherwise of its principal or interest.

The interest is payable semi-annually, to-wit: on the 2nd days of January and July of each year thereafter; upon presentation of the proper coupon therefor; provided, that first of said coupons is for the interest from date to the next 2nd day of January and thereafter the said coupons are for the semi-annual interest.

This bond will continue to bear interest after maturity at the rate above stated, provided it is presented at maturity and payment thereof is refused upon the sole ground that there is not sufficient moneys in said redemption fund with which to pay the same. If not presented at maturity, interest will run until maturity. This bond may be redeemed and paid in advance of maturity upon the 2nd day of July of any year by giving notice of publication provided in this act.

IN WITNESS WHEREOF, said City of Modesto has caused this bond to be signed by the Treasurer of said City and by its Clerk and has caused its Clerk to affix thereto its corporate seal, all on the 14th day of February, 1917.

(SEAL)

Treasurer.

City Clerk and Ex-officio Clerk of
the Council of the City of Modesto.

It is further ordered that to each of said bonds shall be attached the necessary interest coupons signed by the treasurer, which said interest coupons shall be in the following form, to-wit:

INTEREST COUPONS.

No. _____

The City of Modesto, a municipal corporation, will on the 2nd day of _____ 19____ out of the redemption fund for the payment of the improvement bond to which this coupon is attached pay to the bearer the sum of \$_____ at the office of the treasurer of said City of Modesto as in said bond specified.

Treasurer.

It is further ordered that the treasurer and the clerk of the City of Modesto be and they are hereby authorized to sign said bonds, and the clerk be and he is hereby authorized to affix the corporate seal of the City of Modesto thereto, and the said Treasurer be and he is hereby authorized to sign the interest coupons attached to said bonds.

It is further ordered that this order and resolution of said City Council be entered upon its minutes.

It is further ordered that bids be advertised for, as the law provides, for the sale of said bonds, said bids to be opened and the sale of said bonds made on Wednesday the 14th day of March, 1917, at 7.30 P. M.

In the Matter of Reports:-

The following monthly reports were examined and ordered placed on file:-

E. B. Maze,	City Treasurer.
Dr. E. V. Falk,	City Health Officer.
Geo. E. Wallace,	Fire Chief.
W. I. Carpenter,	City Electrician.

In the Matter of Communication:-

A communication was received from the Enterprise Electric Works offering \$135.00 for each 50 H P 180RPM2 phase motor which the city has and also \$35.00 each for the two pumps that go with them. No action was taken but the City Electrician was asked to ascertain the present price of such notors new.

In the Matter of Formation of a Tree Planting District for Maze Addition:-

RESOLUTION OF INTENTION NO. 70.

providing under the "Tree Planting Act of 1915 " for the planting and care of trees in that portion of the Maze Addition to the City of Modesto as herein described was introduced and upon roll call was declared adopted by the following vote:

Ayes: Councilmen Gunn, O'Connor, Swan and Mayor Morris.

Noes: Councilmen None.

Absent: Councilman Moss.

In the Matter of Application for Permit to Construct and Operate Trains over Tracks in "B" Street and Ninth Street:

The following application was received and acted upon by the Council:

TO THE COUNCIL OF THE CITY OF MODESTO:-

The undersigned, the MODESTO & EMPIRE TRACTION COMPANY, a corporation, respectfully petition your Honorable Board for a permit to construct, maintain and operate trains over those tracks in "B" Street and 9th Street, and across said alley in Block 48 of the City of Modesto as indicated on the attached plat or diagram marked Exhibit "A" and described more particularly as follows: to-wit:

Beginning at a point in the center of constructed track of the Modesto and Empire Traction Company, in the center of "B" Street 41.2 feet East from the West line of 10th Street, thence West along the center of "B" Street 26.73 ft; thence deflecting to the South 8 degrees 10 minutes 39 ft. to the beginning of a 15 degree 30 minute curve to the South, thence along said curve 114.4 feet to the South line of "B" Street, said point being 163 feet more or less East from the East line of 9th Street; thence 23 feet further along said curve crossing the alley in said block 48 of the City of Modesto.

Also beginning at a point in the center of the constructed track of the Tidewater Southern Railway Company as now located on 9th Street at a point 349.6 feet South of the South line of "B" Street, thence North 26.73 feet; thence deflecting 8 degrees 10 minutes to the East, thence along said curve 125 feet more or less to the East line of 9th Street, said point being 155 feet South of the South line of "B" Street.

And the said Company requests permission to run cars thereon for the purpose of interchanging cars between the Modesto and Empire Traction Company and the Tidewater Southern Railway Company.

And your petitioner further agrees, in case said permit is granted, to comply with all regulations and conditions now or hereafter imposed or prescribed by the Council or other governing body of the City of Modesto for the use and maintainance of such track.

THE MODESTO & EMPIRE TRACTION COMPANY,
By E. E. Beard,
Its President and General Manager.

The foregoing application being duly considered and the blueprint thereto examined, whereupon Councilman O'Connor introduced

RESOLUTION NO. 347 N. S.

and moved its adoption. Said Resolution grants the applications as prayed for. The Resolution being put to a vote, was declared adopted by the following vote:

Ayes: Councilmen Gum, O'Connor, Swan and Mayor Morris.

Noes: Councilmen None.

Absent: Councilman Moss.

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 Resolutions of Intention No. 67, 68 and 69 and more than fifteen days having expired after the last publication of the Resolutions of Intention and the 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 the improvement made as set forth in Resolution of Intention Nos. 67, 68, and 69.

Resolutions ordering the work and in accordance with certain plans and specifications heretofore adopted were introduced and adopted by Roll Call.

Protests having been filed against the Improvement of 10th Street as authorized under Resolution of Intention No. 65, the matter was upon motion laid over for 30 days.

The Improvement of 16th Street under Resolution of Intention No. 65 while not protested, was laid over by order of the Council.

No further business appearing, the Council upon motion adjourned.

Attest:

H. D. Thompson

City Clerk.

Approved: _____

Mayor.

Council, City of Modesto,

Tuesday, February 28th, 1917.

The Council met in regular meeting.

Present: Councilmen Gum, Moss, O'Connor, Swan and Mayor Morris.

In the Matter of Minutes:

The minutes of the last regular meeting of February 14th, 1917, were read and same ordered approved as read and same ordered approved as read.

In the Matter of Furnishing Water to the Modesto School Children for Summer Gardening:

H. R. Zion, President of the Board of Education, and also as spokesman of a committee consisting of Mrs. E. R. Utter, Mrs. Henry Turner, Mrs. Tompkins, Geo. W. O'Connor, H. L. Fisher and others, addressed the Council and asked that water be furnished to the Modesto School Children for gardening purposes. Mr. Zion stated that the merchants and business men had subscribed a purse of upward of \$150.00 to be offered in prizes in a contest in

gardening and that the school children were very much interested. Back yards and vacant lots would be used for said purpose under the supervision of the Committee. The Mayor gave assurance that water for such purpose would be furnished.

In the Matter of Extending City Water Mains:-

C. D. Van Derson, manager of Borden's Condensed Milk Company, was before the Council and asked that the plant be supplied with city water through an eight inch main. Mr. Van Derson stated that the revenue derived from sale of water from such service would net the City at least 8% on the cost of construction.

Councilman Gunn moved that the request be granted and that an 8 inch cast iron main be laid to the plant of Borden's Condensed Milk Company. The motion was seconded, carried and so ordered.

In the Matter of Gasoline Station:-

Fred Marshall was before the Council and asked permission to move his gasoline filling station now located on the curb at 905 - H Street to his new place of business at 918 - 9th Street. Permission was granted and it was so ordered.

In the Matter of City Treasurer and City Collector:-

The resignation of E. B. Maze as City Treasurer and City Collector was presented and read by the Mayor and upon motion by Councilman Swan the same was ordered accepted.

Councilman Moss moved that George C. Nelson be appointed as City Treasurer and City Collector to take the place of E. B. Maze, resigned. The motion was seconded, carried and so ordered. Councilman Moss was authorized to secure the necessary bond for Mr. Nelson.

In the Matter of Awarding Contract for the Paving "L" Street between 9th and 10th Streets, and 15th Street between "X" And "L" Streets:-

The Council having heretofore duly adopted and passed Resolutions of Intention to do certain work therein described, which Resolutions are entered in the minutes of said Council and are numbered and referred to as Resolutions of Intentions No. 67, 68 and 69 and all due and legal proceedings having been thereafter had under and pursuant to said Resolutions, 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 Resolutions and Notices 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 were four bids on file from four different contractors for the various pieces of work which were as follows:-

BID OF CALIFORNIA ROAD AND STREET IMPROVEMENT COMPANY, of Fresno, Calif.

Grading	per sq.ft.	\$.01½
Paving	per sq.ft.	.13½
Guttering	per sq.ft.	.18
Curbing	per lineal ft.	.44

BID OF THOMPSON BROTHERS, Fresno, California.

	Grading	per sq.ft.	\$.01½
	Paving	per sq.ft.	.15
Curbing	Guttering	per lineal ft.	.50
	Curbing	per lineal ft.	.55

BID OF RAISCH IMPROVEMENT COMPANY, San Francisco, Calif.

	Grading	per sq.ft.	\$.01½
	Paving	per sq.ft.	.15
	Guttering	per sq.ft.	.20
	Curbing	per lineal ft.	.40

BID OF CENTRAL CALIFORNIA PAVING COMPANY, Modesto, Calif.

	Grading	per sq.ft.	\$.01½
	Paving	per sq.ft.	.15
	Guttering	per sq.ft.	.16
	Curbing	per lineal ft.-	.41

The bids being duly considered, Councilman Swan moved that the awards be to the Central California Paving Company and thereupon introduced

RESOLUTIONS OF AWARD NOS. 67, 68 and 69

and moved their adoption which was by roll call. The Resolutions were introduced separately and the roll call was separately and each Resolution of Award was adopted by unanimous vote. Councilman Swan also moved that the checks accompanying the proposals of the unsuccessful bidders be returned. Motion was seconded, 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. 65, and fifteen days having expired after the last publication of Resolution of Intention No. 65 and the 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 the improvement made as set forth in Resolution of Intention No. 65.

RESOLUTION ORDERING STREET WORK NO. 66.

and in accordance with certain plans and specifications heretofore adopted on the twenty-eighth day of February, 1917, and pursuant to Resolution of Intention No. 65 was introduced and upon roll call was declared adopted by the following vote:

Ayes: Councilmen Gum, Moss, O'Connor, Swan and Mayor Morris.

Noes: Councilmen None.

Absent: Councilmen None.

In the Matter of issuing Bonds for Municipal Improvements:

The following Resolution was introduced and unanimously adopted:

RESOLUTION NO. 551 P.S.

WHEREAS, the City of Modesto is a municipal corporation of and within the State of California; and

WHEREAS, the public interest and necessity of the said City of Modesto and its inhabitants demand the acquisition and construction of the municipal improvements hereinafter specified; and,

WHEREAS, the cost of said Municipal improvements will be too great to be paid out of the ordinary annual income and revenue of the said City of Modesto; and

WHEREAS, the Council of the City of Modesto is the legislative branch of said municipal corporation, and the Mayor of the City of Modesto is the chief executive officer

of said City of Modesto;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Modesto, at a regular meeting thereof duly and regularly had, held and conducted; (and the said City Council so determines and declares)

That the public interest and necessity of the said City of Modesto and the inhabitants thereof demands the acquisition and construction of the municipal improvements hereinafter specified and named; and that the cost of said improvements and any and all thereof will be too great to be paid out of the ordinary annual income and revenue of the said City of Modesto;

That the public improvements, the acquisition and construction of which are demanded by public interest and necessity as aforesaid, together with the estimated cost of the same, are as follows, to-wit:

1. The acquisition of the necessary ground for the construction of, and thereupon the acquisition and construction of a municipal swimming pool and bath, together with the necessary buildings and other structures to be used in connection therewith, to be thereafter owned by the municipality of the City of Modesto, of the estimated cost of Ten Thousand Dollars , (\$10,000.00).

2. The improvement of the streets of said City of Modesto, by improving the intersections of the accepted streets of said City of Modesto, by grading and thereupon paving and constructing cement concrete curbs and gutters; all upon certain street intersections in said City of Modesto; all to be in accordance with plans and specifications adopted and on file in the office of the City Clerk of said City of Modesto; of the estimated cost of Four Thousand (\$4,000.00) Dollars.

3. The acquisition and construction and completion of a system of storm sewers in and for said City of Modesto, to supplement the present sewer system, and in particular to carry off and dispose of the storm waters, in accordance with preliminary plans theretofore prepared therefor by the City Engineer and on file in the office of the Clerk of the City of Modesto, the estimated cost of which will be the sum of Thirty Thousand (\$30,000) Dollars.

In the Matter of the Map of the "Griffin Tract":-

The following communication was received from J. F. Snare, President of the City Planning Commission, and L. A. Ferris, Secretary, and dated Feb. 28th, 1917.

"To the Honorable Mayor and Council,
City of Modesto,

Your City Planning Commission hereby submits the map of the Griffin Tract to your honorable body with recommendation of approval and presentation to the County Board of Supervisors."

The action of the City Planning Commission being in accordance with law in said matter, therefore, the recommendation of the Commission was carried out by the City Council by the unanimous adoption of the following Resolution:

RESOLUTION NO. 350 N. S.

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

WHEREAS, there has been presented to this Council for its approval a certain map entitled "Map of the Griffin Tract, in the N.W. $\frac{1}{4}$ of the N. E. $\frac{1}{4}$ of the N. $\frac{1}{4}$ of the S.W. $\frac{1}{4}$ of the N.W. $\frac{1}{4}$ of Section 36, T. 3 S. R. 9 E., N.D.M."

BE IT RESOLVED that said map be approved by this Council, and the City Clerk be and he is hereby instructed to deliver the same to the Clerk of the Board of Supervisors of Stanislaus County, with a letter stating the fact of such approval.

In the Matter of Permit for Stairway:

A communication was presented from James Johnson asking permission to have a stairway $2\frac{1}{2}$ feet wide put in at Commercial Way leading to the basement of his building on "I" Street.

The matter was laid over until the next regular meeting.

In the Matter of Closing Alley in Block No. 134 of the City of Modesto:-

RESOLUTION NO. 349 N. S.

a resolution to vacate and abandon the alley in Block 134 in order that said alley may be conveyed to the Modesto City School District was introduced by Councilman Moss who moved its adoption. The motion was seconded and upon roll call was declared adopted by unanimous vote.

ORDINANCE NO. 106 N. S.

entitled "AN ORDINANCE VACATING THE ALLEY IN BLOCK 134 OF THE CITY OF MODESTO AND PROVIDING FOR THE EXECUTION OF A DEED THEREFOR" was read and introduced by Councilman Moss who moved its adoption. The motion was seconded and upon roll call was declared adopted and passed to print by the following vote:

Ayes: Councilmen Gum, Moss, O'Connor, Swan and Mayor Morris.

Noes: Councilmen None.

Absent: Councilmen None.

In the Matter of Zone of the First Class:-

This matter came on regularly, the matter owing to protests having been postponed from time to time and now comes before the Council W. F. Rose who circulated the petition for the Zone and asked that the petition be withdrawn, whereupon,

ORDINANCE NO. 102 N. S.

establishing said zone was put on final passage and failed of passage by unanimous vote.

In the Matter of Franchise of the Tidewater and Southern Railroad Company:-

This being the time fixed by order of the Council when officials of the Tidewater Southern Railroad company were cited to appear before the Council and show why their franchise should not be repealed for violation of the terms thereof.

A. J. Carlson, City Attorney, was sworn and filed with the Council a copy of the notice which he had served. Thereupon appeared Byron A. Bearce, President of the company, and in the hearing which followed Mr. Bearce stated to the Council that within the next thirty days all spurs and tracks upon "I" Street excepting their main line track would be removed. Also that immediate order would be placed for full electrical equipment for the Tidewater lines operating through Modesto, which equipment could reasonably be expected to arrive within eight or nine months.

In the Matter of Application for Spur Track:-

The Tidewater Southern Railway Company presented their application for a spur track into Block 51. The application was accompanied by blue print and the same being duly considered, whereupon

RESOLUTION NO. 348 N. S.

granting said application was introduced and adopted.

RESOLUTION OF INTENTION NO. 71.

providing for the closing of certain streets and alleys south of "D" Street in the City of Modesto as more fully described in said Resolution of Intention No. 71 was introduced and upon roll call was declared adopted.

In the Matter of Establishing a Fifth Well Unit: -

Commissioner Lowell Gun, City Engineer Geo. E. Freitas and Water Supt. W. E. Davis were appointed a committee to report upon the construction of a Fifth Well Unit.

No further business appearing, the Council upon motion adjourned.

Attest: H. O. Thompson
City Clerk.

Approved: _____
Mayor.

Council, City of Modesto,
Wednesday, March 14th, 1917.

The Council met in regular meeting.

Present: Councilmen Gun, O'Connor, Swan and Mayor Morris.

Absent: Councilman Moss.

In the Matter of Minutes:

The minutes of the last regular meeting of February 28th, 1917, were read and the same ordered approved as read.

In the Matter of Issuing Bonds for Municipal Improvements:

W. C. Lefane was before the Council and desired that the Council include in the coming bond election a small amount for sanitary sewers and for water main extensions. The matter was discussed and thereupon Resolution No. 352 N. S., providing for, among other things, an amount of \$15,000 for Sanitary Sewer Extensions and \$5,000 for Water System Improvements, was introduced and adopted.

In the Matter of Permit for Stairway:

The application of James Johnson for permission to have a stairway 2 1/2 feet wide, and extending into the alley on Commercial Way, came up regularly action having been laid over from the last regular meeting and upon motion by Councilman Gun, seconded by Councilman Swan, the application was denied and it was so ordered.

In the Matter of Reports:

The following monthly reports were examined and ordered placed on file:

G. C. Nelson	City Treasurer.
Geo. E. Wallace	Fire Chief.
W. I. Carpenter	City Electrician.
Dr. E. V. Falk	City Health Officer.

Report of Committee:

The following is the report of the committee upon the advisibility of extending and enlarging the pumping facilities of the present water system:

"The undersigned committee appointed to examine into and report upon the advisibility of extending and enlarging the pumping facilities of the present water system of the City of Modesto, respectfully submit the following:

"We recommend that an additional pumping plant be constructed.

"That the City secure option on necessary land suitably situated, for the proper installation of additional pumping unit.

"That an additional fire pump be installed, capable of pumping against 125 lbs. pressure.

"The following is an estimate of the probable cost of the foregoing recommendations:

Test well approximately -----	\$250.00
Necessary land-----	1000.00
Approximate cost of 24" well-----	1400.00
1-24" multiple stage deep well Turbine pump -----	946.00
Foundation-----	50.00
Installation -----	75.00
Suitable building for housing motor, etc.-----	500.00
1-Multiple stage Horizontal pump capable of pumping against 125 lbs. pressure-----	1250.00
Installation of same approximately -----	750.00
Total -----	\$6121.00

Proposed installation complete using one (1) vertical G. E. Motor 1800 R.P.M. 2 Phase 50 H.P., two (2) Horizontal G. E. Motors 1800 R.P.M. 2 Phase 50 H. P. each. These motors are in stock and can be used for the purposes contemplated.

Very Respectfully yours,

Lowell Gunn,
Commissioner of Public Works.

W. E. Davis,
Superintendent Water System.

G. H. Freitas,
City Engineer.

In the Matter of Claims:

The following claims were duly audited by the Council and warrants ordered drawn on the following funds, to-wit:

GENERAL FUND.

Fire Chief	\$25.00
A. L. Cressey	10.00
Sunny Valley Land Co.	20.00
Home Realty Co.	25.00
Street Superintendent	25.00
Modesto Gas Co.	451.12
Sierra & S. F. Power Co.	348.64
Pacific Tel. & Tel. Co.	22.68
Revolving Fund	20.68
F. Anaya	2.25
F. Andrews	2.50
Aylesworth Agencies Co.	2.46
Bacon, W. E.	74.44
Bee-Line Jitney	5.00
Bright, R. L.	5.00
Bunker Garage	1.98
Downey, H. J.	.95
Freitas, G. H.	3.00
General Electric Co.	98.51
Grange Co.	8.11
Gretner Fire Equipment Co.	14.58
Hawkins	1.35
Johnston Wherry Co.	127.00
Johnson's Cyclery	16.50
Jockey Club Shoeing Shop	4.00
Maze, the Druggist	.85
Modesto Fuel Co.	2.40
Modesto French Laundry	6.30
Modesto Steam Laundry	1.00
Moore, J. S.	14.00
Morris Bros.	5.00
Mynd Beckley	1.00
Recorder of Stanislaus Co.	49.00
Robinson and Bonnett	3.90
Schafer Co.	10.50
Schwabacher Co.	45.00

Shackelford Ullman Co.	\$.75
Stanislaus Lumber Co.	27.50
Stone Bros.	7.60
Studebaker Garage	.25
Turner Hardware Co.	59.90
Turner Hardware Co.	22.55
Wayne Oil Tank Co.	117.60
Austin, Mabel	7.20
Bass, Jack	11.00
Beard, E. Y.	3.00
Fairbanks, Morse Co.	3.35
Fargo & Herron's Garage	2.55
Grayston, C.H.	162.59
Hogeboom Bros.	5.00
Jockey Club Shoeing Shop	5.00
Kelly Hardware Co.	2.65
C. H. Lentz	4.00
Marshall Vulcanizing Works	5.60
Modesto Auto Supply Co.	.50
Modesto Evening News	102.75
Modesto Lumber Co.	23.27
Monarch Oil Co.	54.20
O'Leary, P.J.	1.75
Oswald Hardware Co.	3.10
Reynolds, Roy	3.75
Rosen, Harry	1.75
Sheriff Stanislaus County	60.00
Stone Bros.	3.00
Union Oil Co.	29.40
Fire Chief	32.00
West, J.S.	57.29
Dickinson and Carlson	17.75
Donley, C.E.	5.50
The Grange Co.	24.86
Lesher, J.C.	23.50
Modesto Carriage Works	47.75
Phillis, J.A.	202.50
The G. P. Schafer Co.	6.45
Parks Garage	40.55
Tatum, E. O.	5.90
Tatum, R. A.	7.10
Total -----	\$2662.69

WATER FUND.

W. E. Davis	\$25.00
Modesto Gas Co.	8.55
Sierra and S. F. Power Co.	347.20
Pacific Tel and Tel Co.	5.00
Revolving Fund	18.20
Bacon, W. E.	7.50
Carlisle and Co.	36.80
Glauber Brass Mfg. Co.	71.57
Marshall Vulcanizing Works	.60
Nicholson, W. C.	.75
Tuolumne Lumber Co.	.55
Turner Hardware Co.	.50
Andrews, Frank	1.75
Modesto Evening News	2.70
Stone Bros.	4.00
Dickinson and Carlson	1.35
Donley, C. E.	.50
Modesto Carriage Works	1.70
National Meter Co.	70.00
Total -----	\$602.50

In the Matter of Awarding Contract for Paving 16th Street between "I" and Needham Streets:-

The Council having heretofore duly adopted and passed Resolution of Intention to do certain work therein described, which Resolution is entered in the minutes of said Council and is numbered and referred to as Resolution of Intention No. 65, 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 Resolution 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 Notices 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 were four bids on file which opened are as follows:

BID OF CALIFORNIA ROAD & STREET IMPROVEMENT CO., Fresno.

Grading	per sq.ft.	\$.015
Paving	per sq.ft.	.135
Guttering	per sq.ft.	.33
Curbing	per lineal ft.	.54

BID OF CENTRAL CALIFORNIA PAVING CO.

Grading	per sq.ft.	\$.015
Paving	per sq.ft.	.135
Guttering	per sq.ft.	.18
Curbing	per lineal ft.	.41

BID OF THOMPSON BROS.

Grading	per sq.ft.	\$.015
Paving	per sq.ft.	.14
Guttering	per lineal ft.	.55
Curbing	per lineal ft.	.55

BID OF PAUL AND CALDWELL.

Grading	per sq.ft.	\$.015
Paving	per sq.ft.	.14
Guttering	per sq.ft.	.20
Curbing	per sq.ft.	.50

The bids being duly considered, Councilman Gum moved that the awards be to the Central California Paving Company and thereupon introduced

RESOLUTION OF AWARD NO. 65

and moved its adoption which was by roll call.

Ayes: Councilmen Gum, O'Connor, Swan and Mayor Morris.

Noes: Councilmen None.

Absent: Councilman Moss.

Councilman Gum also moved that the checks accompanying the proposals of the unsuccessful bidders be returned. Motion was seconded, 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. 66, and fifteen days having expired after the last publication of Resolution of Intention No. 66 and the posting of the Street Superintendent's Notice, and whereas, certain owners of property liable to be assessed for said work made written protests or objections in writing and delivered and filed the same with the clerk on or before the time specified for filing such objections. And said protests being duly heard and considered, whereupon a

RESOLUTION NO. 355 I.S.

overruling protest was introduced by Councilman Gum who moved its adoption. Motion was seconded and upon roll call was declared carried by the following vote:

Ayes: Councilmen Gum, Swan, O'Connor and Mayor Morris.

Noes: Councilmen None.

Absent: Councilman Moss.

RESOLUTION ORDERING WORK NO. 66.

RESOLUTION NO. 357 I.S.

and in accordance with certain plans and specifications heretofore adopted on the seventeenth day of January, 1917, and pursuant to Resolution of Intention No. 66 was introduced and upon roll call was declared adopted by the following vote:

Ayes: Councilmen Gum, O'Connor, Swan and Mayor Morris.

Noes: Councilmen None.

Absent: Councilman Moss.

In the Matter of Employing an Inspector for Street Work:

Under discussion the Council went upon record as being favorable to the employment of a capable inspector to pass upon all street work and to see that the specifications were carried out in detail in the laying of pavement. The Street Superintendent was upon motion authorized to employ such a person.

In the Matter of Ordinance:

ORDINANCE NO. 106 N.S.

entitled "AN ORDINANCE VACATING THE ALLEY IN BLOCK 134 OF THE CITY OF MODESTO AND PROVIDING FOR THE EXECUTION OF A DEED THEREFOR", and which was read, introduced, adopted and passed to print February 28th, 1917, and having been published as required by law, Councilman Gum moved the final adoption of the ordinance. The motion was seconded, and the Ordinance adopted, final, by the following vote:

Ayes: Councilmen Gum, Swan, O'Connor and Mayor Morris.

Noes: Councilmen None.

Absent: Councilman Moss.

ORDINANCE NO. 107 N.S.

Entitled "AN ORDINANCE PROHIBITING GAMBLING GAMES IN THE CITY OF MODESTO, AND IMPOSING A PENALTY FOR THE VIOLATION THEREOF." was read and offered for adoption by Councilman Swan and upon roll call was declared adopted and passed to print by the following vote:

Ayes: Councilmen Gum, Swan, O'Connor and Mayor Morris.

Noes: Councilmen None.

Absent: Councilman Moss.

ORDINANCE NO. 108 N.S.

Entitled "AN ORDINANCE AMENDING ORDINANCE NO. 1 N. S. RELATING TO THE AMOUNTS OF THE OFFICIAL BONDS REQUIRED TO BE FURNISHED BY CERTAIN PUBLIC OFFICERS OF THE CITY OF MODESTO" was read and offered for adoption by Councilman O'Connor who moved its adoption and upon roll call was declared adopted by the following vote:

Ayes: Councilmen Gum, Swan, O'Connor and Mayor Morris.

Noes: Councilmen None.

Absent: Councilman Moss.

In the Matter of Communication:

A communication was received from the Modesto Gas Company in relation to the Closing of alleys in Blocks 50 and 51 as provided for in the passage of Resolution of Intention No. 71 and calling attention to the great danger to water and gas mains from electrolysis where said mains are adjacent to street railways employing overhead trolley wires with direct current in which the tracks are utilized as a return circuit to the power house. A request was also made that final action in the matter be delayed until after April 1st.

In the discussion of the provisions of Resolution of Intention No. 71 and the closing of alleys and the narrowing of streets as therein provided for Councilman O'Connor moved that the action of the Council in the passage of Resolution of Intention No. 71 be reconsidered. The motion was seconded by Councilman Swan, carried and so ordered. Councilman Gum then moved that the matter be laid over for future consideration. The same was so ordered.

In the Matter of Purchase of Improvement Bonds:

This being the time fixed pursuant to published Notice to Bidders as heretofore authorized by the City Council when bids will be received for the Improvement Bonds on McHenry Avenue in the sum of \$2954.90, there being ten bonds of the denomination of \$294.90 each, and there being but one bid on file, that of the Union Savings Bank of Modesto who bid par and accrued interest to date of delivery. Said bid being duly considered Councilman O'Connor moved that bid be accepted. The motion was seconded by Councilman Gum, carried and so ordered.

In the Matter of Sidewalk Construction:

A communication was received from Post Master Wade H. Howell, of Modesto, in regard to sidewalk construction and suggests that the Council take such action that is necessary to secure additional sidewalks in certain parts of the city so that there will be no objections raised by the Post Office Department in this line when an Inspector comes to view this City, for the purpose of extending city delivery service. The matter was referred to the Commissioner of Public Works.

In the Matter of Report from the City Planning Commission:

L. A. Ferris, Secretary of the Modesto City Planning Commission, submitted a report of the City Forester showing receipts and expenditures since the beginning of the work of the department in Dec. 1916, to March 14th, 1917.

No further business appearing, the Council upon motion adjourned.

Attest: H. O. Thompson

Approved: _____

Council, City of Modesto,

Monday, March 19th, 1917.

7.30 O'clock P.M.

The Council met in Special Meeting at the call of the Mayor, written notice having been delivered or mailed to each of the Councilmen as required by Ordinance No. 2 N.S. of the City of Modesto, and there were present:
Councilmen Gum, O'Connor, Swan and Mayor Morris.

The meeting was called by order of the Mayor for the purpose of introducing an ordinance calling a Municipal Election in the City of Modesto and the Modesto School District and any other business which may come before the Council.

In the Matter of Judgement in the Case of Estelle Porterfield and Agnes Porterfield, a minor, against the City of Modesto:-

Attorney J. W. Hawkins appeared before the Council and presented the claim of Estelle Porterfield and Agnes Porterfield against the City of Modesto in accordance with judgement rendered in the Superior Court of the County of Stanislaus, State of California, on the 3rd day of February 1914; from which judgement the City appealed and the judgement was affirmed. The full amount of the claim due claimants from the City of Modesto on the 16th day of March, 1917, is the sum of \$9314.94.

The matter being duly considered, Councilman Swan moved that the claim be rejected. The motion was seconded by Councilman Moss and upon roll call, carried by the following vote:

Ayes: Councilmen Gum, Moss, O'Connor and Swan.

Noes: Mayor Morris.

Absent: Councilmen None.

In the Matter of Street Paving:

Attorney P. M. Griffin was before the Council and asked that in the event the property owners on the Southerly end of 10th Street desired to pave, would the City take care of the street intersections and asked that the City Engineer be authorized to include the same in his estimate of costs in the coming bond election. The Council informed Mr. Griffin that in the event the bonds carried the City would be able to take care of the improvement of all street intersections along any street where the property owner desired to pave.

In the Matter of Municipal Election:

RESOLUTION NO. 555 E. S.

Providing for a General Municipal Election in and for the City of Modesto and a General Election in and for the Modesto City School District, was read and introduced by Councilman Moss who moved its adoption. The motion was seconded and the resolution was adopted by unanimous vote.

ELECTION PROCLAMATION.

An Election Proclamation for the General Municipal Election in and for the City of Modesto, and a General School Election in and for the Modesto City School District was introduced, read and adopted and approved by Mayor Morris.

No further business appearing, the Council upon motion adjourned.

Attest: H. O. Thompson

Approved: _____

Tuesday, March 20th, 1917.

4.30 P.M.

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

Councilmen Gum, Moss, Swan, O'Connor and Mayor Morris.

The meeting was called by order of the Mayor for the purpose of introducing an Ordinance providing for the construction of an additional well for the Modesto Municipal Water Works and the installation of pumping machinery therein.

Also for the purpose of introducing an ordinance calling a special election to submit to the qualified voters of the City of Modesto the propositions of incurring bonded indebtedness for the acquisition and construction of certain municipal improvements.

In the Matter of Ordinances:

ORDINANCE NO. 109 N.S.

Entitled "AN ORDINANCE PROVIDING FOR THE CONSTRUCTION OF AN ADDITIONAL WELL FOR THE MODESTO MUNICIPAL WATERWORKS AND THE INSTALLATION OF PUMPING MACHINERY THEREIN" was read and offered for adoption by Councilman Gum and upon roll call was declared adopted by the following vote:

Ayes: Councilmen Gum, Moss, O'Connor and Mayor Morris.

Noes: Councilmen None.

Absent: Councilmen None.

ORDINANCE NO. 110 N. S.

Entitled "AN ORDINANCE CALLING A SPECIAL ELECTION TO SUBMIT TO THE QUALIFIED VOTERS OF THE CITY OF MODESTO THE PROPOSITIONS OF INCURRING BONDED INDEBTEDNESS FOR THE ACQUISITION AND CONSTRUCTION OF CERTAIN MUNICIPAL IMPROVEMENTS, THE COST OF WHICH WILL BE TOO GREAT TO BE PAID OUT OF THE ORDINARY ANNUAL INCOME AND REVENUES OF THE SAID CITY: ESTABLISHING ELECTION PRECINCTS AND DESIGNATING ELECTION OFFICERS FOR THE HOLDING OF SAID ELECTION: FIXING THE DATE ON WHICH SUCH ELECTION SHALL BE HELD: THE MANNER OF HOLDING THE SAME AND OF VOTING FOR OR AGAINST THE INCURRING OF SUCH INDEBTEDNESS" was read and offered for adoption by the following vote:

Ayes: Councilmen Gum, Moss, Swan, O'Connor and Mayor Morris.

Noes: Councilmen None.

Absent: Councilmen None.

Upon motion the Council adjourned.

Attest: Ch. DeThompson
City Clerk

Approved: _____
Mayor.

The Council met in regular meeting.

Present: Councilman Gun, Moss, Swan and Mayor Morris.

Absent: Councilman O'Connor.

In the Matter of Minutes:

The minutes of the last regular meeting of March 14th, 1917, and the minutes of the special called meeting of March 19th and 20th, 1917, were read and same ordered approved as read.

In the Matter of Awarding Contract for Paving Tenth Street from the Northwest Property Line of "L" Street Northwesterly to the South Property Line of Madham Street:

The Council having heretofore duly adopted and passed Resolution of Intention to do certain work therein described, which Resolution is entered in the minutes of said Council and is numbered and referred to as Resolution of Intention No. 66, 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 Resolution 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 notices 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 were four bids on file which opened are as follows:

BID OF FEDERAL CONSTRUCTION COMPANY, SAN FRANCISCO.

Grading	per sq.ft.	.02
Paving	per sq.ft.	.14 $\frac{1}{2}$
Guttering	per sq.ft.	.21
Curbing	per lineal ft.	.40

BID OF CENTRAL CALIFORNIA PAVING COMPANY, MODESTO.

Grading	per sq.ft.	.015
Paving	per sq.ft.	.155
Guttering	per sq.ft.	.18
Curbing	per sq.ft.	.41

BID OF THOMPSON BROTHERS, BERKEO.

Grading	per sq.ft.	.015
Paving	per sq.ft.	.14
Guttering	per sq.ft.	.17
Curbing	per lineal ft.	.40

BID OF WORSWICK STREET PAVING CO., BERKEO.

Grading	per sq.ft.	.01 $\frac{1}{2}$
Paving	per sq.ft.	.14 $\frac{2}{10}$
Guttering	per sq.ft.	.17 $\frac{1}{2}$
Curbing	per lineal ft.	.45

The bids being duly considered, Councilman Gun moved that the awards be to the California Paving Company and thereupon introduced

RESOLUTION OF AWARD NO. 66

and moved its adoption which was by Roll Call:

Ayes: Councilman Gum, Hoss, Swan and Mayor Morris.

Noes: Councilmen None.

Absent: Councilman O'Connor.

Councilman Gum also moved that the checks accompanying the proposals of the unsuccessful bidders be returned. Motion was seconded, carried and so ordered.

In the Matter of Ordinances:

ORDINANCE NO. 107 N.S.

Entitled "AN ORDINANCE PROHIBITING GAMBLING GAMES IN THE CITY OF MODESTO, AND IMPOSING A PENALTY FOR THE VIOLATION THEREOF", and which was read, introduced, adopted and passed to print March 14th, 1917, and having been published as required by law, Councilman Gum moved the final adoption of the ordinance. The motion was seconded and the ordinance adopted, final, by the following vote:

Ayes: Councilmen Gum, Swan, Hoss and Mayor Morris.

Noes: Councilmen None.

Absent: Councilman O'Connor.

ORDINANCE NO. 110 N.S.

Entitled "AN ORDINANCE CALLING A SPECIAL ELECTION TO SUBMIT TO THE QUALIFIED VOTERS OF THE CITY OF MODESTO THE PROPOSITIONS OF INCURRING BONDED INDEBTEDNESS FOR THE ACQUISITION AND CONSTRUCTION OF CERTAIN MUNICIPAL IMPROVEMENTS, THE COST OF WHICH WILL BE TOO GREAT TO BE PAID OUT OF THE ORDINARY ANNUAL INCOME AND REVENUES OF THE SAID CITY; ESTABLISHING ELECTION PRECINCTS AND DESIGNATING ELECTION OFFICIALS FOR THE HOLDING OF SAID ELECTION; FIXING THE DATE ON WHICH SUCH ELECTIONS SHALL BE HELD; THE MANNER OF HOLDING THE SAME AND OF VOTING FOR OR AGAINST THE INCURRING OF SUCH INDEBTEDNESS" and which was read, introduced, adopted and passed to print March 14th, 1917, and having been published as required by law, Councilman Hoss moved the final adoption of the Ordinance. The motion was seconded, and the Ordinance adopted, final, by the following vote:

Ayes: Councilmen Gum, Swan, Hoss and Mayor Morris.

Noes: Councilmen None.

Absent: Councilman O'Connor.

In the Matter of Franchise and Spur-Tracks of the Tidewater and Southern Railway:

The following petition signed by W. F. Rose, A. T. Young and others was presented to the Council, read and it appearing that certain of the signatures were written by one and the same person, no action was taken and the petition was ordered placed on file.

"We, the undersigned owners and tenants living and residing on the streets set opposite our respective names, do hereby most respectfully petition your Honorable Body to compel the Tidewater and Southern Railway Company to build a track along the sidewalk space on the west side of Ninth Street from "H" Street to Needham Avenue, and we further petition your Honorable Body to compel the Tidewater and Southern Railway Company to use the track on 9th Street from "H" Street to Needham Avenue for the purposes of hauling all freight on said track when constructed and thus prevent freight cars from running on the track on "H" Street and Virginia Ave."

The following is the petition of W. H. Van Aken, J. H. Search and others:

"We, the undersigned property owners, business men, residents and tax payers, located on Ninth Street, do hereby petition your Honorable Body not to allow or grant permission

to the Tidewater Southern Railroad Company to lay any more tracks upon Ninth Street; also that said Tidewater Southern Railroad Company be made to discontinue all steam and freight traffic in the day times; and further, that the terms of their original franchise be strictly enforced or same be immediately revoked". Action on the matter was deferred 30 days.

Byron A. Bearce was before the Council and stated that the Foret property, the west $\frac{1}{2}$ of Block 51 had been purchased by the Tidewater Southern Company and that a certified check for the amount had been deposited with Councilman Swan pending examination of title. Also that a check had been deposited with City Attorney Carlson for the purchase of the Carlson lots at the corner of 9th and "L" Streets. And these statements being verified, Councilman Gum moved that the Tidewater be given 30 days in which to complete the installation of spur tracks in Block 51 and remove the spur tracks on "N" Street.

In the Matter of the Map of the "Foit Tract":-

The following communication was received from J. P. Snare, President of the City Planning Commission and L. A. Ferris, Secretary, and dated March 28th, 1917.

To the Honorable Mayor and Council,
City of Modesto.

Your City Planning Commission hereby submits the map of the "Foit Tract" to your honorable body with recommendation of approval and presentation to the County Board of Supervisors.

The action of the City Planning Commission being in accordance with law in said matter, therefore, the recommendation of the Commission was carried out by the City Council by the unanimous adoption of the following Resolution:

RESOLUTION NO. 356 N.S.

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

WHEREAS, there has been presented to this Council for its approval a certain map entitled "Foit Tract", being situated in the S. W. $\frac{1}{4}$ of Section 23 T-5-R9 E. M.D.&M.,

BE IT RESOLVED, that said map be approved by this Council, and the City Clerk be and he is hereby instructed to deliver the same to the Clerk of the Board of Supervisors of Stanislaus County, with a letter stating the fact of such approval.

In the Matter of Pruning Trees in North and Wisecarver Additions:

The City Planning Commission reported to the Council that they had expended the sum of \$139.26 as emergency pruning in the territory of the North and Wisecarver Additions recently organized as a Street Tree Improvement District and asked that the Commission be reimbursed for a like amount by the City Treasury, and that the same be charged up to the district. The request was granted, and it was so ordered.

In the Matter of Sewer Extension:

The Modesto City Sewer System was ordered extended in Block 29 to accommodate the property of J. L. Davison.

Commissioner Gum reported to the Council that under emergency he had ordered Modesto Creamery connected with the main sewer on Ninth Street and that the work was progressing under the supervision of the City Engineer. The cost of construction to the property line to be paid for by the City. Councilman Swan moved that the action of the Commissioner of Public Works in the above matter be ratified and approved. The motion was seconded, carried and so ordered.

No further business appearing, the Council upon motion adjourned.

Attest: H. C. Thompson
City Clerk

Approved: _____
Mayor.

Council, City of Modesto,
Wednesday, April 11th, 1917.

The Council met in regular meeting.

Present: Councilman Gum, Moss, O'Connor, Swan and Mayor Morris.

In the Matter of Minutes:

The minutes of the last regular meeting March 26th, 1917, were read and same ordered approved as read.

In the Matter of Deed:

C. F. Maze and Nellie S. Maze presented to the City of Modesto a deed conveying to said City a strip of land 30 ft. wide extending from the Laurel Street Bridge north to Lateral #4 of the Modesto Irrigation District, containing two acres more or less to be used for highway purposes. The same was accepted by the Council and ordered placed on record.

In the Matter of Reports:

The following monthly reports were examined and ordered placed on file:

G. C. Nelson	City Treasurer.
G. E. Wallace	Fire Chief.
W. I. Carpenter	City Electrician.
Dr. E. V. Falk	City Health Officer.

In the Matter of Communication:

A communication was received from Dumbarton State Highway Association and read before the Council. The Association is desirous of constructing a Highway Bridge across San Francisco Bay at Dumbarton Point opposite Redwood City and asked that the Council endorse the project and render moral and financial support. The communication being considered was ordered placed on file.

In the Matter of Claims:

The following claims were duly audited by the Council and warrants ordered drawn on the following funds, to-wit:

GENERAL FUND.

A. L. Cressey	\$10.00
G. E. Wallace	25.00
Sunny Valley Land Co.	25.00
Home Realty Co.	25.00
S. P. Kinnear	25.00
Modesto Gas Co.	455.52
S. & S.F. Power Co.	294.10
Pacific Tel. & Tel. Co.	17.55
Revolving Fund	104.32
Frank Andrews	12.85
Ajax Foundry Co.	56.00
Asaro, Salvatore	.80
Bray, H. W.	6.25
Book Shop	4.40
Central Calif. Paving Co.	210.44
Freitas, G. H.	3.00
Gladding, McBean Co.	217.45
Hanna Auto Supply Co.	4.75
Hogeboom Bros.	2.50
Ickelheimer Bros.	27.70
Jockey Club Shoeing Shop	9.40
Jelly Hardware Co.	1.95
Oswald Hardware Co.	4.45
MacBeth-Evans Glass Co.	28.67
Marshall Vulc. Works	4.00
Modesto Carriage Works	21.55
Modesto Coffee Club	1.80
Modesto Evening News	301.88
Modesto French Laundry	6.70
Modesto Lumber Co.	65.60
Modesto Vulc. Works	3.50
Morris & Co.	6.00
Morris Bros.	5.85
Perks Garage	1.75
Standard Oil Co.	23.52
C. H. Steiger	5.00
Stone Bros.	17.70
Studebaker Garage	2.00
Valley Ice Co.	14.33
Wallace, G. E., Fire Chief	90.00
Western Electric Co.	52.65
Jack Bass	7.50
Bright, R. L.	1.00
Dickinson & Carlson	18.05
Donley, C. E.	27.75
Fargo & Herron	25.42
Johnson's Cyclery	3.40
Marshall Vulc. Works	1.50
Modesto Printing Company	126.00
Modesto Steam Laundry	.95
Moore, J. S.	4.25
Occidental Broom Co.	6.00
Robinson and Bonnett	20.50
Russell and Stebbins	3.00
Shackelford Ullman Co.	1.00
West, J. S.	99.52
Robinson, Mrs. C.	6.00
Plato, D. And D. G.	1.60
Sheriff Stanislaus County	83.40
The Grange Co.	14.01
Phillis, J. A.	225.00
Turner Hardware Co.	53.29
Modesto City Planning Commission	139.25
Dingley, A. S.	6.00
Book Shop	20.00
Election Officers	542.00

\$3536.93

WATER FUND.

W. E. Davis	\$25.00
Modesto Gas Co.	5.90
S. & S.F. Power Co.	468.34
Pacific Tel. & Tel. Co.	5.00
Revolving Fund	16.10
Bates and Rigney	59.15
Crane Co.	23.09
Good Manufacturing Co.	8.99
Jacobsen, L. C.	.25
Modesto Carriage Works	1.65
Modesto Evening News	2.70
Stone Bros.	4.00
United Iron Works	75.00
W. Suggett	13.00
Berry, J. A.	3.55
Dickinson & Carlson	.95

WATER FUND. CONT'D.

Donley, C. E.	\$7.75
Stanislaus Lumber Co.	40.34
Turner Hardware Co.	36.56
	<hr/>
	\$786.52

In the Matter of Deed:

L. T. Moss and wife submitted their deed to the City of Modesto conveying certain fractional lots at the corner of 16th Street and Reedham Avenue. Under discussion Mr. Moss withdrew the deed to allow certain corrections suggested by the Council.

In the Matter of Ordinance:

Attorney J. W. Hawkins was before the Council in regard to amending Section 9 of Ordinance No. 54 N.S. relating to the licenses of shows, theatrical performances and established opera houses, etc. The matter was taken under consideration.

In the Matter of Sewer Extension:

C. R. Weeks was before the Council for an extension of the sewer system to accommodate certain property owned by Mr. Weeks on McHenry Avenue where he has a building under construction. Upon motion by Councilman Gum, the City Engineer was instructed to lay 240 feet of six inch sewer from McHenry Ave. easterly along Almond Avenue.

In the Matter of Purchasing Cast Iron Pipe:

The City Clerk was instructed to advertise for bids for the purchase of 1500 feet of 8 inch Standard Cast Iron Pipe, Class "B" as designated by the American Water Works Association, also for one ton of lead and also oakum, Bids to be opened at the next regular meeting of the Council, April 25th, 1917.

In the Matter of an Additional Well for the Modesto Municipal Water Works and the Installation of Pumping Machinery:

City Engineer, Geo. E. Freitas, having submitted plans and specifications covering a deep well turbine pump and booster pump for the City of Modesto, it is upon motion by Councilman Gum duly moved and seconded and it is so ordered that the plans and specifications as submitted be adopted as and for the plans and specifications for the construction of a well and pumping machinery. And it is further ordered that the City Clerk be and he is hereby ordered and directed to cause a Notice to be published inviting sealed proposals for furnishing material and the installation of machinery in accordance with plans and specifications this day adopted, covering a deep well turbine pump and booster pump for the City of Modesto.

In the Matter of Canvassing the Returns for the General Municipal Election in and for the City of Modesto, and the General School Election in and for the Modesto City School District:

The returns of a General Municipal Election in and for the City of Modesto and a General School Election in and for the Modesto City School District being now on file with the Clerk of the Council and the Council finds 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; it is ordered that the Council proceed to open and canvass the said Election Returns; Whereupon the same are opened and the result thereof declared in the following "Order Determining Result of Election":

ORDER DETERMINING RESULT OF ELECTION.

The Council of the City of Modesto, meeting now on this 11th day of April, 1917, at the hour of 7.30 o'clock P.M. as a canvassing board to canvass the results of the General Municipal Election held in and for the City of Modesto and the general School Election held in and for the Modesto City School District on the 10th day of April, 1917, having received all the returns from said election, finding the same in proper form and having opened and canvassed the same and ascertained the results of said election:

IT IS UPON MOTION of Councilman O'Connor seconded by Councilman Gun, ordered, certified and declared that said general municipal election in and for the City of Modesto, and said general school election in and for said Modesto City School District was regularly called, held and conducted as required by law; that the proper and complete returns thereof have been made to and received by said Council; that the same have been properly canvassed; that from said returns so canvassed, as aforesaid, it appears that at said general municipal election of the City of Modesto the total number of votes cast was 1940, and that the number of votes received by the respective candidates for the office of Councilman were as follows:

For John C. Cuneo	1141 votes;
For C. C. Morris	415 votes;
For Steve Osthus	140 votes;
For C. D. Swan	897 votes;
For W. L. Thomas	756 votes;

That the number of votes received by John C. Cuneo is greater than one-half of the number of ballots cast at such election, and that said John C. Cuneo is elected to the office of Councilman of the City of Modesto; that none of the other candidates for said office received the required number of votes for election thereto, and that said John C. Cuneo is the only person elected at said election to the office of Councilman.

It is further ordered in that behalf that a certificate of election to the office of Councilman of the City of Modesto be issued to said John C. Cuneo under the hand and seal of the City Clerk.

It is further ordered that a second election be called to be held on April 24th, 1917, to fill the remaining office of Councilman of the City of Modesto.

That said Council sitting as such canvassing board, as aforesaid, further finds and declares; that at the said general school election in and for said Modesto City School District the total number of votes cast was 2516.

That the number of votes received by each candidate for election to the office of Member of the Board of Election of said Modesto City School District was as follows:

For Robert W. Brace	877 votes;
For Ella M. Hazen	1607 votes;
For J. J. Pine	1526 votes;

That the number of votes received by Ella M. Hazen and J. J. Pine and each of them is greater than one-half of the number of ballots cast at such election, and that said Ella M. Hazen and J. J. Pine were elected to the office of Member of the Board of Education of the Modesto City School District, and that certificates of election be issued to them as such under the seal of the City Clerk.

The findings of the Council in the canvass of the returns of the Special Municipal Election held April 10th, 1917, for the purpose of issuing bonds in various amounts for municipal improvements is declared in the following Resolution:

RESOLUTION NO. 357 N.S.

WHEREAS, the Council of the City of Modesto did by Ordinance No. 310 N.S. call a special election to be held on the 10th day of April, 1917, to submit to the qualified voters of the City of Modesto the proposition of incurring an indebtedness by the issuing of bonds for the purposes in said ordinance set forth; and

WHEREAS, the provisions of law requisite to the calling of said election and the notice thereof were duly complied with; and

WHEREAS, said special election was held on said 10th day of April, 1917, and was conducted and held in all respects in conformity with the laws of the State of California and the ordinances of the City of Modesto; and

WHEREAS, the proper officers of said election returned to and filed with the City Clerk of said City the returns of said election, which said returns were duly opened and canvassed by said Council of the City of Modesto and the results of said election obtained on the 11th day of April, 1917; and

WHEREAS, it appears from the canvass of the returns of said election that a total of 1923 votes were cast at said election, and that none of the propositions voted for received in its favor the votes of two-thirds of all the voters voting at such election.

NOW, THEREFORE, the said City Council of the City of Modesto, sitting as a canvassing board to canvass the returns of said election, hereby find and declare the result of said election as follows:

That the results of said special election and the votes cast for each of the propositions submitted were as herein set forth, to-wit:

Total number of votes cast 1923.

1. For the acquisition of the necessary ground for the construction of and thereupon the acquisition and the construction of a municipal swimming pool and bath, together with the necessary buildings and other structures to be used in connection therewith, to be thereafter owned by the municipality of the City of Modesto; 973 votes were cast in favor of incurring said indebtedness, and 715 votes were cast against incurring said indebtedness;
2. The improvement of the streets of said City of Modesto by improving the intersections of the accepted streets in said City by grading, and thereupon paving, and constructing cement concrete curbs and gutters, and the construction and placing in position of culverts, all upon certain street intersections in said City of Modesto, all to be in accordance with the plans and specifications adopted and on file in the office of the City Clerk of said City of Modesto; 1178 votes were cast in favor of incurring said indebtedness for said purpose, and 460 votes were cast against incurring said indebtedness;
3. For the acquisition, construction and completion of a system of storm sewers in and for said City of Modesto to supplement the present sewer system, and in particular to carry off and dispose of the storm waters, in accordance with the preliminary plans heretofore prepared therefor by the City Engineer and on file in the office of the City Clerk of the City of Modesto; 1123 votes were cast in favor of incurring said indebtedness; and 463 votes were cast against incurring said indebtedness;

4. For the improvement, construction, extension and completion of the municipal water works and water system of said City of Modesto, according to the estimates on file in the office of the City Clerk of said City; 1163 votes were cast in favor of incurring said indebtedness and 457 votes were cast against incurring said indebtedness;

5. For the improvement, construction, extension and completion of a sanitary sewer system in and for the City of Modesto, according to the estimates on file in the office of the City Clerk of said City; 1170 votes were cast in favor of incurring said indebtedness, and 462 votes were cast against incurring said indebtedness.

That the affirmative of none of the said propositions received more than 1282 votes each, which said 1282 votes is two-thirds of all the votes cast by the voters voting at said special election.

BE IT THEREFORE RESOLVED, that the City of Modesto do not issue bonds in any sum or amount whatsoever for any of the purposes mentioned in the ordinances calling said special election until another election shall have been called, properly authorizing the issuance of said bonds.

In the Matter of Providing for Second General Municipal Election in and for the City of Modesto:

RESOLUTION NO. 358 N. S.

Providing for Second General Election in and for the City of Modesto was read and introduced by Councilman O'Connor who moved its adoption. The motion was seconded by Councilman Gunn, carried and so ordered.

ELECTION PROCLAMATION.

An Election Proclamation for a Second General Municipal Election in and for the City of Modesto was introduced, read and adopted, and approved by the Mayor.

In the Matter of Services of Election Officers:

Councilman Swan moved that the sum of \$5.00 be allowed as compensation to each election officer within the corporate limits of the City of Modesto for services rendered at the General Municipal Election held on the 10th day of April, 1917, and that \$3.00 be allowed such of icers, for services rendered at said Election outside the corporate limits, but within the Modesto City School District, and that a warrant be drawn in favor of the City Clerk for said purpose.

Pending the consideration of further business, the Council adjourned to meet in one week, April 17th, 1917, at 7.30 o'clock P. M.

Attest: H. O. Thompson
City Clerk.

Approved: _____
Mayor.

Council, City of Modesto,

April 17th, 1917.

7:30 O'clock P.M.

This being the time fixed pursuant to adjournment of the Council and the Clerk being previously notified by the Mayor of a postponement of the meeting, the same was adjourned sine die.

Attest: H. O. Thompson
City Clerk.

Approved: _____
Mayor.

Council, City of Modesto,

April 25th, 1917.

The Council met in regular meeting.

Present: Councilmen Moss, Swan, O'Connor, and Mayor Morris.

Absent: Councilman Gunn.

In the Matter of Minutes:

The minutes of the last regular meeting of April 11th, 1917, were read and the same ordered approved as read.

In the Matter of Franchise of the Tidewater Southern Railway Company:

Attorney Jay A. Hindman was before the Council representing residents and property holders in the northern part of the city along the line of the Tidewater Southern Railway and asked that the Council take some definite action in regard to the violation of the terms of a certain franchise heretofore granted to the Tidewater Southern Railway and in particular the operation of freight trains by steam by said company at all times and hours during the day.

The matter was referred to City Attorney A. J. Carlson who was instructed to notify the Tidewater Southern Railway Company of such protests and that no further extension of time would be granted by the Council after April 28th, 1917, and to appear before the Council May 9th, the next regular meeting of the Council and show cause why their franchise should not be revoked for continued violation of the terms thereof.

In the Matter of Sewer Extension:

Thomas F. Offutt was before the Council and asked for a sewer extension from McHenry Ave. easterly along Morris Ave. to accommodate property in the Perley and Ross Tract. The matter was referred to the CITY Engineer to investigate and report at the next regular meeting.

In the Matter of Awarding Contract for the Purchase of Cast Iron Pipe:

This being the time fixed by order of the Council and pursuant to published "Notice to Bidders" when bids will be considered for the purchase of 1200 feet of 8 inch Standard Cast Iron Pipe, and there being five bids on file which opened are as follows:

<u>BID OF THE AMERICAN CAST IRON PIPE CO.</u>	\$1.54 per ft.
<u>OREGON IRON AND STEEL CO.</u>	56.50 per ton.
<u>R. E. ALLEN</u>	70.00 per ton.
<u>BLAIR AND CO.</u>	63.00 per ton.
<u>UNITED STATES CAST IRON PIPE AND FOUNDRY CO.</u>	65.00 per ton.

These bids are F.O.B. Modesto, and said bids being duly considered, Councilman Moss moved that the award be to the Oregon Iron and Steel Co. at the prices mentioned in their proposal on file. The motion was seconded, carried and so ordered.

It was further ordered that the certified checks accompanying the unsuccessful bids be returned.

In the Matter of Consideration of Bids for an Additional Well and Pumping Machinery:

As heretofore advertised by the Council the following bids were received and examined:

Bid of the Byron Jackson Iron Works and bid of the Western Well Works, Inc., These bids being examined, were referred to the City Engineer and Water Superintendent for further examination and report at the next regular meeting.

In the Matter of Ordinance:

ORDINANCE NO. 111 R. S.

"AN ORDINANCE PROVIDING FOR THE GRADING AND PAVING OF CERTAIN STREET INTERSECTIONS ON TENTH STREET AND AN ALLEY INTERSECTION ON "L" STREET WITHIN THE CORPORATE LIMITS OF THE CITY OF MODESTO, AND PROVIDING FOR THE PAYMENT OF THE COST AND EXPENSE THEREOF" was read and introduced by Councilman Swan who moved its adoption. The motion was seconded by Councilman O'Connor, carried and so ordered.

In the Matter of Canvassing Election Returns:

Following is the Order of the Council declaring the result of the election:

ORDER DETERMINING RESULT OF ELECTION.

The Council of the City of Modesto meeting now on ~~this 24th day of April, 1917,~~ at the hour of 7:30 o'clock P.M. as a canvassing board to canvass the results of the second general municipal election held in and for the City of Modesto on the 24th day of April, 1917, having received all the returns from said election and finding the same in proper form, and having opened and canvassed the same and ascertained the results of said election:

It is upon motion of Councilman O'Connor, seconded by Councilman Swan, ordered, certified and declared that said second general municipal election in and for the City of Modesto was regularly called, held and conducted as required by law; that the proper and complete returns thereof have been made to and received by said Council; that the same have been properly canvassed; that from the returns so canvassed, as aforesaid, it so appears that at said second general municipal election of the City of Modesto held on the 24th day of April, 1917, the total number of votes cast was 2002, and that the number of

votes received by the respective candidates for the office of Councilman were:

For C. D. Swan 1008 votes;

For W. L. Thomas 927 votes;

That the number of votes received by said C. D. Swan is greater than one-half of the number of ballots cast at said election, and that said C. D. Swan is elected to the office of Councilman of said City of Modesto to succeed himself for the term of four years from the expiration of his present term of office.

It is further ordered in that behalf that a certificate of election to the office of councilman of the City of Modesto be issued to said C. D. Swan under the hand and seal of the City Clerk.

In the Matter of Service of Election Officers:

Councilman O'Connor moved that the sum of \$5.00 be allowed as compensation to each election officer for services rendered at the second General Municipal Election held on the 24th day of April, 1917, and that a warrant be drawn in favor of the City Clerk for said purpose.

In the Matter of Applications and Petitions for Saloon Licenses:

Applications and Petitions for Saloon licenses, having been filed with the City Clerk and having been published as required by the City Ordinance respecting the same, and this being the time fixed pursuant to said Notice of Publication, when said applications will come up for consideration by the Council, and no written protests being on file or presented, the Council proceeded to examine and pass upon all applications and petitions so on file. The following is the list of applications:

- Application No. 1. W. J. Carlock and Th. Brantner.
- Application No. 2. Joseph Vaccaro and Pete Longhetti.
- Application No. 3. George H. Pike and J. L. Pike.
- Application No. 4. Mitchell D. Foster, W. L. Thomas and J. C. Hollister
- Application No. 5. J. F. Crabtree

Each application was duly considered by the council and voted upon separately and a motion granting the same was duly moved, seconded and adopted.

No further business appearing, the Council upon motion adjourned.

Attest: W. D. Thompson City Clerk.

Approved: _____ Mayor.

May 7th, 1917.

This being the time fixed pursuant to Section 13 of Article 5 of Charter of the City of Modesto when newly elected Councilmen shall take office and there were present Councilmen Gum, Moss, O'Connor, Swan and Councilmen elect John C. Cuneo and C. D. Swan.
Absent: Mayor Morris.

In the absence of Mayor Morris, Vice-President C. D. Swan called the meeting to order and stated that the meeting was for the purpose of organization in accordance with the Charter of the City of Modesto and thereupon was read Resolution No. 360 H.S. which Councilman Gum moved be adopted. The motion was seconded by Councilman Moss and upon roll call was adopted by the following vote:

Ayes: Councilmen Gum, Swan, Moss and O'Connor.

Noes: Councilman None.

Absent: Mayor Morris.

The resolution is as follows:

RESOLUTION NO. 360 H.S.

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

THAT, WHEREAS, John C. Cuneo and C. D. Swan, heretofore elected as members of the Council of the City of Modesto, have duly presented and filed with the City Clerk certificates of election to such offices and have duly taken and filed with said Clerk their oath of office, in all respects as required by law,

BE IT RESOLVED, that said John C. Cuneo and C. D. Swan are hereby found and declared to be duly elected and qualified Councilmen of the said City of Modesto.

Councilmen Elect John C. Cuneo and C. D. Swan having taken and subscribed the oath of office took their seats as such officers.

In the Matter of Designation of Councilmen as Commissioners:

The following Resolution was introduced and regularly adopted by roll call:

RESOLUTION NO. 361 H.S.

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

That the following named members of the Council of the City of Modesto, be, and they are hereby appointed as commissioners of the following named departments of said City, to-wit:

Councilman C. D. Swan is hereby appointed Commissioner of Health and Safety.

Councilman John C. Cuneo is hereby appointed Commissioner of Public Works.

Councilman L. T. Moss is hereby appointed Commissioner of Finance and Revenue.

Councilman G. E. O'Connor is hereby appointed Commissioner of Public Supplies.

Such appointments to be subject to the provisions of the Charter of the City of Modesto, relative to such appointments.

The vote on the foregoing Resolution was as follows:

Ayes: Councilmen Cuneo, Moss, Swan and O'Connor.

Noes: Councilmen None.

Absent: Mayor Morris.

In the Matter of Vice-President of the City Council:

RESOLUTION NO. 362 N.S.

electing C. D. Swan Vice-President of the Council of the City of Modesto was duly and regularly introduced and upon roll call was declared adopted.

In the Matter of Appointive Officers of the City of Modesto:

The following Resolution was introduced and regularly adopted by roll call:

RESOLUTION NO. 363 N.S.

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

That all appointive officers of the City of Modesto are hereby reappointed to the respective offices held by them at the date hereof, their said term of office to be subject to the pleasure of the Council.

No further business to come before the meeting, the Council upon motion adjourned.

Attest: J. O. Thompson City Clerk.

Approved: _____ Mayor.

Council, City of Modesto,

Wednesday, May 9th, 1917.

The Council met in regular meeting.

Present: Councilmen Cuneo, Moss, O'Connor, Swan and Mayor Morris.

In the Matter of Minutes:

The minutes of the last regular meeting of April 25th, 1917, and the minutes of the meeting of May 7th, 1917, being the minutes of the meeting pursuant to Section 13 of Article 5 of the City Charter when newly elected Councilmen shall take their seats, were read and the same ordered approved as read.

In the Matter of Deed:

Luther T. Moss and Edith B. Moss presented to the City of Modesto a deed conveying to said City certain fractional lots in Block 124 at the corner of 16th Street and Needham Ave. The deed being duly considered, Councilman Swan moved that the deed be accepted and placed on record. The motion was seconded by Councilman Cuneo, carried and so ordered.

In the Matter of Reports:

The following monthly reports were examined and ordered placed on file:

E. C. Nelson	City Treasurer.
G. E. Wallace	Fire Chief.
W. I. Carpenter	City Electrician.
Dr. E. V. Falk	City Health Officer.

In the Matter of Band Concerts:

The following communication was read and action thereon postponed until the next regular meeting:

"To the Honorable Mayor and Members City Council:

Allow me to present my bid to you for twelve Band Concerts to be given in the Court House Park by the Modesto Band, during the months of June, July and August.

I will furnish twenty-four good musicians at each concert for the sum of Six Hundred Sixty Dollars of Fifty-five Dollars per concert. I hope the above will meet with your approval.

Very Respectfully,
W. H. Higgins,
Leader."

In the Matter of Claims:

The following claims were duly audited by the Council and warrants ordered drawn on the following funds, to-wit:

GENERAL FUND.

A. L. Cressey	\$10.00
G. E. Wallace, Fire Chief	25.00
Sunny Valley Land Co.	20.00
Home Realty Co.	15.00
S. F. Kinnear, St. Supt.	15.00
Modesto Gas Co.	450.27
Sierra and S. P. Power Co.	306.80
Pacific Tel & Tel. Co.	18.90
Revolving Fund	3.82
F. E. Fellows	10.00
F. W. Beard	10.00
Mrs. M. A. Bates	10.00
Mrs. E. P. Hughson	10.00
S. W. Winchey	10.00
Henry Haritsen	10.00

GENERAL FUND CONT'D.

A. C. Maze	\$5.00
Am. Mensinger	5.00
Lester Holmes	5.00
Label Austin	11.00
E. E. Diesmier	11.00
Book Shop	153.41
Bortle, W. H.	7.50
Dickinson and Carlson	.55
Donley, C. E.	.50
Downey, H.J.	4.55
Edwards, C.H.	64.80
Fargo & Herron	1.25
Fingerle, A. C.	44.00
Freitas, G.H.	5.00
Ganewell Fire Alarm Co.	20.00
Heale Stevens	1.68
Hoggeboon Bros.	2.50
Jockey Club Shoeing Shop	9.50
Kelly Hardware Co.	1.05
Marshall Vulc. Works	2.50
Morris Bros.	108.10
Modesto Auto Supply Co.	5.15
Modesto Carriage Works	10.25
Modesto Evening News	631.00
Modesto French Laundry	5.15
Modesto Lumber Co.	30.85
Modesto Morning Herald	52.50
Modesto Printing Co.	57.00
Modesto Steam Laundry	.35
O'Leary, J.S.	17.25
Oswald Hardware Co.	11.25
Parks Garage	3.05
Reynolds, Roy	1.00
Ross, J.H.	1.00
Schafer Co.	20.44
Schakelford Ullman Co.	3.57
Stone Bros.	12.00
Thurlume Lumber Co.	64.79
Turner Hardware Co.	65.71
Turner, Guy	9.50
West, J.S.	61.35
Western Construction Co.	166.00
Western Electric Co.	21.08
Westinghouse Electric Mfg. Co.	50.96
Union Oil Co.	21.53
Young Machinery Co.	11.25
Bridgeford, C.	1.50
Footo, Mrs. Geo.	1.50
Peterson, P.	1.50
Smith, L.E.	1.50
Bee Line Nitney Service	9.00
Dallas, R. L.	52.70
Schemone, A.	7.50
Johnson's Optelery	12.12
Moore, J.S.	10.50
Union Transfer	.75
Sheriff Stanislaus Co.	20.00
Phillis, J. A.	105.00
Stanislaus Lumber Co.	1.55
Morris Bros.	7.50
W. C. Grange Co.	10.27
C. H. Krapston	17.25
Deadmond, I. .	5.50
Dingley, A.C.	3.00
Waco, the Druggist	.50
Webman, W. T.	72.00
	<hr/>
	\$3373.87

WATER FUND.

W. L. Davis	\$25.00
Modesto Gas Co.	4.75
Sierra & S. P. Power Co.	702.46
Pacific Tel. & Tel. Co.	5.00
Revolving Fund	9.55
Label Austin	2.75
Carlisle & Co.	50.50
Crane Co.	7.00
Dickinson and Carlson	1.85
E. F. Freitas	1.00
Morris Bros.	1.00
Mueller Mfg. Co.	72.56
Modesto Evening News	31.25
Jacobson, . . .	1.50
Stone Bros.	7.00
Turner Hardware Co.	34.06
Gleacher Brass Co.	232.66
Deadmond, I. . .	1.50
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	\$1174.18

In the Matter of Application of the Modesto Creamery for a Spur Track:

The Modesto Creamery having made application to the Council of the City of Modesto for a permit to lay down a spur or side track, together with the privilege of maintaining the same and running cars thereover crossing "D" Street between Ninth and Tenth Streets all as is more clearly delineated upon the map or blue print filed with the application. The said application and blue print being duly considered, Councilman Moss moved that the same be granted. The motion was seconded, carried and so ordered.

RESOLUTION NO. 534 T.S.

Duly approving the application was introduced and adopted by unanimous vote.

In the Matter of Franchise of the Tidewater Southern Railway:-

This being the time fixed pursuant to an order of the Council passed April 25th, 1917, when the Tidewater Southern Railway Company were cited to appear before the Council and show cause why their franchise should not be revoked for continued violation of the terms thereof.

Attorney Jay A Hindman, representing property owners along the line of the Tidewater Southern Railway addressed the Council and asked that the Council pass a formal declaration forfeiting the franchise of the Railroad, that the Railroad has persistently violated the terms and provisions of their franchise.

Wm. C. Peck, Assistant General Manager of the Tidewater Southern, addressed the Council and later Attorney E. B. Scott and asked that the Council postpone action at this time that the Tidewater officials and property owners may get together and agree upon adjustment of matters with equal rights to all. Those present were agreeable to such a meeting and fixed Saturday, May 12th, as the time. Whereupon the Council postponed action until next Tuesday, May 15th, 1917, at 7.30 o'clock P.M. to which time this meeting will adjourn.

In the Matter of Establishing a Bacteriological Laboratory:-

Dr. C.H. Griswold was before the Council and in the interest of the Health Department of the City spoke of a Bacteriological Laboratory Establishment for the City, the cost of which would be about \$500.00. The Laboratory would assist in the closer inspection of our dairies - Tests made of the milk, Meat Inspection, Grocery stores and all exposed food. These matters were offered as suggestion by the Doctor for the consideration of the Council.

In the Matter of Further Consideration of Bids for an Additional Well and Pumping Machinery:-

City Engineer and Water Superintendent having filed with this Council their report and recommendation concerning the bid of the Byron Jackson Iron Works and the bid of the Western Well Works, which report and recommendation is to the effect that the bid of the Byron Jackson Iron Works be rejected and that the bid of the Western Well Works be accepted, and said report being in full, Councilman Swan moved that it be accepted. This motion was seconded by Councilman O'Connor carried and so ordered.

In the Matter of Sewer Extension:-

City Engineer Geo. E. Freitas reported to the Council that the cost of construction of 700 feet of 6 inch sewer pipe to be laid on Morris Avenue would be approximately

\$277.00. Councilman Swan moved that the City Engineer be instructed to proceed with the laying of the said 700 feet of sewer pipe extending from McHenry Ave. easterly along Morris Avenue, a distance of 700 feet.

In the Matter of Circulating a Petition for the Purpose of Calling a Bond Election:-

Councilman Swan moved that the City Attorney prepare the necessary petition for circulation calling for a bond election in the sum of \$90,000 for the following purposes:

For incurring an indebtedness for the purpose of improving the Street Intersections of the City of Modesto -----\$40,000.

For incurring an indebtedness for the purpose of the acquisition, construction and completion of storm sewers in the City of Modesto-----\$50,000.

For incurring an indebtedness for the improvement, construction, extension and completion of the municipal water works and water system-----\$5,000.

For incurring an indebtedness for the improvement, construction, extension and completion of a sanitary sewer system in the CITY of Modesto-----\$10,000.

The motion was seconded by Councilman O'Connor, carried and so ordered.

Pending the further consideration of business, the Council upon motion adjourned to meet Tuesday, May 15th, 1917, at 7:30 o'clock, P.M.

Attest: H. O. Thompson
City Clerk.

Approved: _____
Mayor.

Tuesday, May 15, 1917.
7:30 o'clock P.M.

The Council met pursuant to adjournment with all members of the Council present.

In the Matter of the Maps of the "Bonnie Brce Tract" and the "Mission Grove Tract":-

The City Planning Commission having presented to the Council, maps of the "Bonnie Brce Tract" and "Mission Grove Tract"; with recommendations of approval, whereupon it is ordered that the recommendations be accepted and the maps approved by the Council.

The following resolutions approving said maps were regularly introduced and adopted.

RESOLUTION NO. 305 N. S.

WHEREAS, there has been presented to this Council for its approval, a certain map entitled "Bonnie Brce Tract," being situate in _____ of Section 30T.3S.R. 9 E.M.D.M.

BE IT RESOLVED that said map be approved by this Council, and the City Clerk be and he is hereby instructed to deliver the same to the Clerk of the Board of Supervisors of Stanislaus County, with a letter stating the fact of such approval.

RESOLUTION NO. 358 H. S.

WHEREAS, there has been presented to this Council for its approval a certain map entitled "Mission Grove Tract" being situated in S.E.¼ of Section 20.T.3S.R.9E.E.D.L.

BE IT RESOLVED that said map be approved by this Council, and the City Clerk be and he is hereby instructed to deliver the same to the Clerk of the Board of Supervisors of Stanislaus County, with a letter stating the fact of such approval.

In the Matter of protest against the paving of 10th Street:-

A petition protesting the paving of Tenth Street between "D" Street and Woodham Avenue and signed by E. B. Kirtzelle, Eleanor C. Hamilton, E. C. Briggs and W. F. Haney, was presented to the Council and by said Council ordered filed.

In the Matter of Further Consideration of the franchise of the Tidewater Southern Railway:-

Attorney Hindman reported upon the meeting of property owners and officers of the Tidewater and while no agreement had been arrived at, all matters were held under abeyance until the present meeting.

Egton A. Beards, president of the Railway and Company and other officials of said company were present; also stockholders, and the matter was discussed with the protestants and all the parties concerned were asked for expression of opinion. The matter finally centered to the operation of the steam locomotive through the City and when Mr. Beards stated that his company would live up to the terms of the franchise, the protestants had no further objections to make and the hearing before the City Council ended for the time being.

In the Matter of Closing Certain Streets and Alleys:-

A petition was received from T. E. Beard requesting the closing of certain streets and alleys in the vicinity of Blocks 48-49-74-75-76-77 and 78.

Without any action being taken, the Council upon motion, adjourned.

Attest: *A. C. Thompson*
City Clerk.

Approved: _____
Mayor.

Council, City of Modesto,

May 25, 1917.

The Council met in regular meeting.

Present Councilmen; Cuneo, Moss, O'Connor, Swan and Mayor Morris.

In the Matter of Minutes:

The minutes of the last regular meeting of May 9th, 1917 and the minutes of the regular adjourned meeting of May 15th were read and the same ordered approved as read.

In the Matter of Application for Water and Sewer Extension:

W. C. LeHane, in a communications addressed to the City Council, of the City of Modesto, respectfully requests that the water and sewer systems of the said city be extended through Block 3 of Sunset Boulevard Addition to the City of Modesto. Upon investigation it is ascertained that it would be necessary to secure a right of way over private property in order to supply said property with water and sewer facilities. THEREFORE, it is upon motion by Councilman Moss, ordered that the petition of W. C. LeHane for water and sewer in Block 3 of Sunset Boulevard Addition be laid over until a permanent easement be furnished the City over the lots facing the alley from Sierra Drive be furnished the City of Modesto.

In the Matter of Sewer Pipe under Railroad Reservation at Kansas Avenue:

A Communication was received from the Southern Pacific Company inclosing copy of agreement for execution between the Southern Pacific Company and the City of Modesto for a 12 inch terra cotta sewer pipe crossing the Railroad Reservation at Kansas Avenue and requesting the execution of the same upon behalf of the City of Modesto. The matter was referred to the City Attorney, A. J. Carlson, for his advice and report at the next regular meeting.

In the Matter of the Application of the Tidewater Southern Railway Company for Franchise for Railroad Facilities:

Byron A. Beece, President of the Tidewater Southern Railway Company, filed with the Council a draft of ordinance and requests the adoption of the same by the Council of the City of Modesto. Said ordinance when adopted by the Council of the City of Modesto, would grant to the Tidewater Southern Company for the term of 50 years from date thereof, the franchise right, privilege and permission to lay down, construct, maintain and operate single track commercial railroad of standard gauge for the transportation of passengers, freight, baggage, mail and express matters for hire over a route in said City designated by description and a blue print attached thereto. Said Application being duly considered, it being ascertained that the said application did not conform to the provisions of the City Charter of the City of Modesto, the same was ordered filed.

In the Matter of the Application of T. K. Beard for the Closing of Certain Streets and Alleys in Whole or in Part within the City of Modesto:

A petition was received from T. K. Beard requesting the Council to take action in accordance with law for closing certain alleys and the narrowing of streets in the southern portion of the City of Modesto in the vicinity of 9th, 10th, 11th and 12th Streets between A and B Streets as more fully described in the application on file with the Clerk of the Council.

The matter was thoroughly discussed by the Council and action thereon delayed until Tues. May 29, 1917, to which time this council will adjourn for further consideration of the matter.

In the matter of Donation to Pentecostal Celebration:

Antone Enos was before the City Council and on behalf of the I. D. E. S. a Portugese society, asked that the Council donate a sum to help to defray the cost of the Pentecostal Celebration which will be held in this City Saturday and Sunday, May 26th and 27th. The Council voted to appropriate the sum of \$150.00 for this purpose.

In the Matter of Metering the Water to be Supplied Borden's Condensed Milk Company:

Councilman Cuneo, Commissioner of Public Works, was instructed to arrange for the installation of a water meter for the purpose of metering the water to be supplied to Borden's Condensed Milk Company.

In the Matter of Location of the Fifth Well Unit:

Mayor Morris reported upon the investigation of the committee in regard to the location of a new well. The committee was composed of the Mayor, City Engineer, Water Superintendent and the Commissioner of Public Works and while the investigation covered a large section of territory no definite location was decided upon by the Council. The exact location being left for selection at a later date.

Pending the further consideration of business, the Council adjourned to meet Tuesday, May 29, 1917, at 7:30 o'clock P. M.

Attest:

H. O. Thompson
City Clerk.

Council, City of Modesto.

May 29, 1917.

7:50 o'clock P. M.

The Council met pursuant to adjournment.

All members of the Council were noted present except Councilman Moss.

In the Matter of Ordinance:

Ordinance No. 112 N. S.

Entitled "AN ORDINANCE PROVIDING FOR THE SALE OF CERTAIN REAL PROPERTY OF THE CITY OF MODESTO" was read and introduced by Councilman Swan, who moved its adoption. The motion was seconded by Councilman Cuneo and upon roll call was declared adopted and passed to print by the following vote:

Ayes: Councilman Cuneo, O'Connor, Swan and Mayor Morris.

Noes: Councilman None.

Absent: Councilman Moss.

In the Matter of the Further Consideration of the Application of T. F. Beard for the closing of the Alleys and the Narrowing of the Streets in the Southern Part of the City:

Attorney L. L. Dennett was before the Council and presented a Resolution of Intention for the consideration of the Council and asked that the same be adopted. The Resolution of Intention calls for the closing of the alleys and the narrowing of certain streets in the southern part of the city for the purpose of the formation of an Industrial Zone. The proposition was discussed by a number of property owners present and in conclusion, Councilman John C. Cuneo moved that the matter be postponed until the next meeting of the Council in order to permit T. F. Beard to draw up a paving proposal in return for the narrowing of the streets and the closing of the alleys by the City. The motion was seconded, carried and so ordered.

In the Matter of the Establishment of the Fifth Well Unit:

Councilman O'Connor moved that the new well be located on triangular Block "Z" at the corner of 2nd and "E" Streets. This location being subject to the sinking of the test well.

In the Matter of Appointing Time and Place for Hearing Protests In Relation to the Proposed Improvements, as Designated in Resolution of Intention No. 70, which report being presented to the Council and examined, whereupon

RESOLUTION NO. 367 N. S.

fixing Wednesday, the 11th day of July, A. D. 1917, at 7:30 o'clock P. M. as the time and the Council Chamber as the place for hearing protests in relation to the Proposed Improvement as described in Resolution of Intention No. 70. was introduced and adopted by unanimous vote, Councilman Moss being absent.

In the Matter of Appointing Time and Place for Hearing Protests In Relation to the proposed Improvements as Designated in Resolution of Intention No. 61, which report being presented to the Council and examined, whereupon

RESOLUTION NO. 368 N. S.

fixing Wednesday, the 11th day of July, A. D. 1917, at 7:30 o'clock P. M. as the time and the Council Chamber as the place for hearing protests in Relation to the Proposed Improvement as described in Resolution of Intention No. 61, was introduced and adopted by unanimous vote, Councilman Moss being absent.

No further business appearing, the Council upon motion adjourned.

Attest:

A. O. Thompson
City Clerk,

Approved:

Mayor.

Council, City of Modesto,
Wednesday, May 9, 1917.

The Council met in regular meeting.

Present: Councilmen Cuneo, Moss, O'Connor, Swan and Mayor Morris.

In the Matter of Minutes:

The minutes of the last regular meeting, of April 25, 1917 and the minutes of the meeting pursuant to Section 12 of Article 5 of the City Charter when newly elected Councilmen shall take their seats, were read and the same ordered approved as read.

In the Matter of Deed:

Luther E. Moss and Edith B. Moss presented to the City of Modesto a deed conveying to said City certain fractional lots in Block 124, at the corner of 16th Street and Needham Ave. The deed being duly considered, Councilman Swan moved that the deed be accepted and placed on record. The motion was seconded by Councilman Cuneo, carried and so ordered.

In the Matter of Reports:

The following monthly reports were examined and ordered placed on file:

G. C. Nelson	City Treasurer.
G. E. Wallace	Fire Chief.
W. I. Carpenter	City Electrician.
Dr. E. V. Falk	City Health Officer.

In the Matter of Band Concerts:

The following communication was read and action thereon postponed until the next regular meeting:

"To the Honorable Mayor and Members City Council:

Allow me to present my bid to you for twelve Band Concerts to be given in the Court House Park by the Modesto Band, during the months of June, July, and August.

I will furnish twenty-four good musicians at each concert for the sum of Six Hundred Sixty Dollars, or Fifty-five Dollars per concert. I hope the above will meet with your approval.

Very respectfully,
W. E. Higgins,
Leader."

In the Matter of Claims:

The following claims were duly audited by the Council and warrants ordered drawn on the following funds, to-wit:

GENERAL FUND.

A. L. Crescey	10.00
G. E. Wallace, Fire Chief	75.00
Home Realty Co.	20.00
S. P. Finnear, Lt. Capt.	25.00
Modesto Gas Co.	450.00
Sierra & S. P. Power Co.	306.00
Pacific Tel. & Tel. Co.	18.00
Revolving Fund	2.50
D. M. Bellows	10.00
E. J. Beard	10.00
Mrs. H. A. Bates	10.00
Mrs. E. E. Hansen	10.00
S. W. Hinckley	10.00
Henry Haritzen	10.00
A. C. Pace	5.00
Wm. Lensinger	5.00
Doctor James	5.00
Label Austin	11.40
E. E. Diesmier	11.00
Book Shop	108.48
Bortle, W. E.	7.50
Dickinson & Carlson	.50
Donley, C. L.	.20
Downey, J. J.	4.85
Edwards, C. A.	84.80
Fargo & Herron	1.35
Fingerle, A. C.	44.00
Freitas, C. E.	3.00
Jamewell Fire Alarm Co.	20.00
Keple-Stevens	1.88
Hogeborn Bros.	2.50
Jockey Club Shoeing Shop	9.50
Kelly Hardware Co.	1.05
Marshall Vulc. Works	1.50
Morris Bros.	108.10
Modesto Auto Supply Co.	3.15
Modesto Carriage Works	10.25
Sunny Valley Land Co.	20.00

Council, City of Modesto,
Wednesday, June 15, 1917.

The Council met in regular meeting.

Present: Councilmen Cuneo, Ross, McConnor, Swan and Mayor Morris.

In the Matter of Minutes:

The minutes of the last regular meeting of May 23d, 1917 and the minutes of the regular adjourned meeting of May 29, 1917, were read and the same ordered approved as read.

In the Matter of Donation for Fourth of July Celebration:

A Committee from the Woman's Improvement Club, consisting of Mrs. W. H. Langdon, Mrs. J. J. Terlia, Mrs. Lowell Kim and Mrs. C. E. Hanna, were before the Council and asked for a donation of \$350.00 for the Fourth of July Celebration to be held in this city. The donation was for the purpose of providing music. There will be two bands; the Modesto Band and the Oakdale Band, besides orchestra for dancing. Councilman Swan moved that the request be granted. The motion was seconded, carried and so ordered.

In the Matter of Reports:

The following monthly reports were examined and ordered placed on file:

G. C. Nelson	City Treasurer
Geo. B. Wallace	Fire Chief
W. I. Carpenter	City Electrician
W. J. Walk	City Health Officer

In the Matter of Claims:

The following claims were duly audited and allowed by the Council and warrants ordered drawn on the following funds, to-wit:

General Fund.

A. T. Crosby	\$ 10.00
Fire Chief	25.00
County Valley Land Company	17.00
Home Realty Co.	25.00
Street Dept.	15.00
Modesto Gas Co.	419.72
Sierra & S. F. Lumber Co.	271.84
Pacific Tel. & Tel. Co.	15.50
Revolving Fund	22.53
Fire Chief	14.00
Alex. Leachery	11.00
American Billing Station	1.00
Anaya, A. B.	1.00
Andrews, Frank	5.00
Asara, Salvatore	7.25
Net Line Litney Service	2.10

GENERAL FUND BALANCE.

Bonison, T	19.50
Book Store	31.40
Central Calif. Saving Co.	240.10
Dickinson & Carlson	3.25
Dorsey, W. J.	6.15
Donic, C. E.	5.45
Dreison, D.	1.15
Edwards, C. H.	62.15
Electric, R. R. & Mfg. Co.	174.47
Farlin Garage	19.40
Grayston, C. I.	21.15
Engle-Stevens Co.	10.50
Hogboom Bros.	1.50
Hollingsworth, C. I.	2.40
Jockey Club Shoddy Shop	18.25
Johnson's Cyclopedia	.95
Lally Hdw. Co.	1.70
Marshall Valve Mfg.	2.60
Modesto Evening News	11.50
Modesto French Laundry	10.70
Marshall Auto Co	7.05
Modesto Carriage Mks.	1.00
Modesto Furniture Co.	65.10
Modesto Steam Laundry	1.30
O'Leary, P. J.	9.25
Oswald Hdw. Co.	4.45
Owl Restaurant	4.50
Parks Garage	19.45
Reynolds, Roy	19.90
Robinson & Bonnett	8.20
Russell and Stebbins	4.75
Schafer Co.	.90
Sheriff Stanislaus County	85.40
Southern Pacific Co.	1.00
Standard Oil Co.	7.08
Steiger, C. M.	7.50
Stone Bros.	12.00
Turner Hardware Co.	55.55
Union Oil Co.	29.40
Union Transfer	1.50
Wolfinger, Frank	5.00
West, J. S.	61.26
Western Electric Co.	7.32
Dallas, R. L.	16.50
Fingerie, A. C.	200.00
Moore, J. S.	7.00
Austin, Mabel	32.30
Donley, C. E.	25.40
Electric R. R. & Mfg. CO.	12.44
Freitas, G. H.	3.00
The Grange Co.	16.11
Grayston, C. H.	50.90
Phillis, J. A.	226.60
Wise Furniture Co.	25.66
	<u>\$3290.67</u>

WATER FUND.

W. E. Davis	25.00
Modesto Gas Co.	2.05
Sierra & S. F. Power Co.	807.92
Pacific Tel & Tel Co.	3.00
Revolving Fund	34.72
Andrews, Frank	4.75
Bacon, W. E.	4.40
Crane Co.	26.31
Dickinson & Carlson	46.00
Kee Lox Mfg. Co.	6.80
Modesto Evening News	2.70
Monamobile Oil Co.	39.14
Neptune Meter Co.	43.20
Schwabacher Co.	18.62
Stone Bros	7.40
Turner Hardware Co.	3.45
Western Electric Co.	12.87
Freitas, G. H.	1.10
	<u>\$1089.33</u>

In the Matter of Ordinance:

ORDINANCE NO. 111 N. S.

Entitled "AN ORDINANCE PROVIDING FOR THE GRADING AND PAVING OF CERTAIN STREETS INTERSECTIONS ON TENTH STREET AND AN ALLEY INTERSECTION ON "L" STREET WITHIN THE CORPORATE LIMITS OF THE CITY OF MODESTO, AND PROVIDING FOR THE PAYMENT OF THE COST AND EXPENSE THEREOF," and which was read, introduced, adopted and passed to print April 25th, 1917, and having been published as required by law, Councilman Cuneo moved the final adoption of the ordinance. The motion was seconded, and the ordinance adopted, final, by the following vote:

Ayes: Councilman Cuneo, Moss, Swan, O'Connor and Mayor Morris.

Noes: Councilmen, None. Absent: Councilmen, None.

ORDINANCE NO. 112 N. S.

Entitled "AN ORDINANCE PROVIDING FOR THE SALE OF CERTAIN REAL PROPERTY OF THE CITY OF MODESTO" and which was read, introduced, adopted and passed to print May 29th, 1917, and having been published as required by law, Councilman Swan moved the final adoption of the ordinance. The motion was seconded, and the ordinance adopted, final, by the following vote:

Ayes: Councilmen Cuneo, Moss, Swan, O'Connor and Mayor Morris.

Noes: Councilmen, None. Absent: Councilmen None.

In the Matter of Application and License as Plumber of T. A. Crawford:

T. A. Crawford, of Ceres, having presented and filed in the office of the City Clerk of the City of Modesto, his bond and Application for License as Plumber, and the same being in accordance with Ordinance No. 276, Councilman Swan moved that the Application be granted and that the Bond accompanying same be approved. The motion was seconded, carried and so ordered.

In the Matter of Deed:

W. C. LeHane presented the City of Modesto his deed for Right of Way and easement over the east six feet of lot 7 in Block 3 of the Sunset Boulevard Addition for the purpose of the construction, operation, maintenance and repair of a sewer pipe or pipes and necessary connections within and for the City of Modesto, and said deed being duly considered it is ordered that the same be accepted and placed of record.

In the Matter of Sewer Extension:

Councilman Cuneo moved that the application of W. C. LeHane which was presented at the last regular meeting of the Council asking for the extension of some 575 feet of sewer pipe in Block 3 of the Sunset Boulevard Addition be granted and that the City Engineer be instructed to lay the same. The motion was seconded by Councilman Swan, carried and so ordered.

In the Matter of Official Advertising:

Councilman Moss moved that the City Clerk be authorized to advertise for bids for the official advertising for the City of Modesto for the fiscal year ending June 30th, 1918, bids to be opened at the next regular meeting of the Council. The motion was seconded, carried and so ordered.

In the Matter of Adopting Specifications for Street Work:

Specifications for the improvement of the intersections of 10th Street and "L"

Street, Tenth Street and "M" Street, Tenth Street and "N" Street, Tenth Street and "O" Street and the alley intersection of "L" Street between Ninth Street and Tenth Street, within the City of Modesto, were presented to the Council by the City Engineer and upon motion by Councilman Cuneo the same was ordered adopted, as and for the specifications for the improvement of said designated street and alley intersections.

In the Matter of Communication:

A communication was received from the State Commission of Immigration and Housing of California calling attention to the fact that the war situation has emphasized the necessity for Americanizing our large immigrant population and suggesting a program which was used to good advantage in several cities of this State and elsewhere in the United States on the Fourth of July last year. The Communication was upon motion by Councilman Swan referred to the Woman's Improvement Club, who will have charge of the celebration of the Fourth of July in this City.

In the Matter of Closing Certain Alleys and Narrowing Certain Streets in the City of Modesto:

The Communication of T. K. Beard heretofore before the City Council came up for final action at this time and in connection therewith the following communication was read and ordered filed:

June 15, 1917.

To the City Council of Modesto,
Modesto, Calif.

Gentlemen:

Referring to the creating of an industrial road in the southeastern portion of the city and the abandonment of certain alleys and narrowing of certain streets, I would suggest the following procedure which I am advised would be perfectly legal.

The ordinary statutory proceeding can be taken to abandon the alleys and narrow the streets. I will then make a deed of conveyance, or I can make it in advance and deliver it to the clerk, conveying to the city the right to use the said alleys for the laying down of water and gas mains and the construction of sewers with the free right of access and ingress over the same in case of fire with the further provision that if the use of the said alleys for track purposes should be abandoned then the alleys would revert to the city for its free use as alleys are now used.

In order to make clear the situation there would be no objection to the passing by the Council of a resolution indicating its policy in the matter that the right of the city to the alleys should not be abandoned except as indicated under the foregoing deed of conveyance.

It is my desire that the pavement on Tenth Street be extended to "B", and from Tenth Street on "B" to the Southern Pacific Right-of-way for the full width, which would be 51 feet including curbing. I am willing to pay such proportion of the cost of paving this street as is legally assessable against the property owned by me, including payment for that portion of the intersection for which, in the absence of a different policy adopted by the Council, my property would be liable. In other words, I will pay for my proportion of the paving of the intersection.

I am also willing that "D" Street shall be paved from Tenth Street to Fourteenth Street and from Fourteenth Street to Grand to a width of 21 feet, and I am willing to pay such proportion of the cost of such grading and paving as is legally assessable against the property owned by me, including my proportion of the cost of the intersections.

This will relieve the city of the cost of a substantial portion of the paving of the intersections and will also leave to the city practically all of the control over the alleys that public necessity or convenience requires.

Very truly Yours,
T. K. Beard.

The above communication being read and duly considered and it being the desire of the Council to comply with the petition of Mr. Beard, whereupon

RESOLUTION OF INTENTION NO. 72

was introduced and adopted by unanimous vote. The resolution provided for the closing of certain alleys and the narrowing of certain streets as more fully described in said Resolution of Intention.

In the Matter of Sale of Real Estate:

In connection with the final adoption of Ordinance No. 112 N. S. and the desire of the Tidewater Southern Railway to purchase the property to be offered for sale, as described in Ordinance No. 112 N. S. and at a price equitable and just; therefore it is agreed to submit the same to a committee to appraise the value of same.

The City Council to appoint one member of the committee, The Tidewater Officials to appoint one and in case they cannot agree, the two members so appointed to appoint a third. The Tidewater Officials presented the name of G. J. Wren. The City Council George Perley.

In the Matter of Communication:

A communication was received from the Benjamam Bruns Co. relative to the license of \$500.00 per quarter for selling and advertising medicines in connection with performances in the City of Modesto. The Company offered to pay a license of \$100.00 in advance for the quarter for selling and advertising medicines in connection with performances in the City of Modesto. The Company offered to pay a license of \$100.00 in advance for the quarter but intimated that if said offer was not accepted the Company would test the validity of the ordinance. Councilman Swan moved that the request be denied which was seconded by Councilman O'Connor, carried and so ordered.

In the Matter of Automobile Parking Station:

Mr. F. E. Smith was before the Council for permission to construct an open picket fence about 10 feet high for the purpose of an automobile parking station at the corner of J and 9th Streets also for the construction of office. Councilman Moss moved the application for fence be granted also for the construction of brick or metal and glass office. Motion was seconded, carried and so ordered.

In the Matter of Bond Election:

A petition for a Special Bond Election having attached thereto the certificate of the City Clerk showing that after due examination from the records of Registration that said petition is signed by qualified electors of the City of Modesto equal in number to 15 per centum of the vote cast for Governor at the last preceding election at which a Governor of the State of California was elected. And said petition being in due form was filed by the Clerk with the Council. And said Petition being duly considered whereupon the following Resolution was introduced and adopted by the Council:

RESOLUTION NO. 369 N. S.

WHEREAS, The City of Modesto is a municipality of and within the State of California;

and

WHEREAS, heretofore to-wit; on the 28th day of February, 1917, a resolution was passed by a two-thirds vote of the Council of the City of Modesto in accordance with Section 2 of an Act of the Legislature of the State of California, entitled: "An act authorizing the incurring of indebtedness by cities, towns and municipal corporations for municipal improvements, and regulating the acquisition, construction or completion thereof", which became a law under constitutional provision without the governor's approval on February 15th, 1901 and the act amendatory thereof and supplemental thereto, which said resolution determined that the public interest and necessity demanded the acquisition, construction and completion of certain municipal improvements therein specified; and,

WHEREAS, thereafter an ordinance was passed and adopted by the City Council of the City of Modesto calling an election to vote upon the question of issuing bonds for the purposes therein named; and,

WHEREAS, at said election each and all of the propositions so submitted failed to receive the votes of two thirds of all the voters voting at such election, and the City Council of the City of Modesto thereafter by a resolution determined that none of the propositions received more than two-thirds of all the votes cast by the voters voting at said special election, and that no bonds for the City of Modesto issue for the purposes therein named; and,

Whereas, thereafter and in accordance with Section 3 of the Act of the Legislature of the State of California herein as above referred to, to-wit: on the 6th day of June, 1917, there was filed with the legislative body, to-wit: the Council of the said City of Modesto, a petition signed by fifteen per centum of the qualified electors of such municipality computed upon the total number of votes cast therein for all candidates for Governor at the last preceding election at which a Governor was elected, requesting that certain propositions substantially for the same for the issuance of bonds be submitted at an election to be called for the submission of said propositions and to be held in accordance with the provisions of said act, which said petition this council finds and declares to be sufficient in all particulars and signed by the requisite number of qualified electors of the City of Modesto, as in said act provided, which said petition now on file with said Council in the office of the City Clerk of the City of Modesto is hereby referred to and by such reference made a part hereof; and,

WHEREAS, it appears from said petition and otherwise, and this council so finds and declares the fact to be, that the public interest and necessity of the said City of Modesto and its inhabitants demand the acquisition and construction of the municipal improvements in said petition and thereafter specified, and that the cost of said municipal improvements will be too great to be paid out of the ordinary annual income and revenue of said City of Modesto; and,

WHEREAS, the Council of the City of Modesto is the legislative branch of said municipal corporation and the Mayor is the chief executive officer of the said City of Modesto;

NOW, THEREFORE, be it resolved by the Council of the City of Modesto at a regular meeting thereof duly and regularly had, held and conducted (and the said City Council so determines and declares) that the public interest and necessity of the said City of Modesto and the inhabitants thereof demand the acquisition and construction of the municipal improvements hereinafter specified and named, and that the cost of said improvements and any and all thereof will be too great to be paid out of the ordinary annual income and revenue of the said City of Modesto;

That the public improvements, the acquisition and construction of which are demanded by the public interests, as aforesaid, together with the estimated cost of the same, are as follows, to-wit:

1. For the improvement of the streets of said City of Modesto by improving the intersections of the accepted streets thereof by grading and thereupon paving and constructing cement concrete curbs and gutters, and the construction and placing in position of culverts, all in accordance with the plans and specifications adopted and on file in the office of the City Clerk of the City of Modesto,-----\$40,000.00
2. The acquisition, construction and completion of a system of storm sewers in and for said City of Modesto to supplement the present sewer system, and in particular to carry off and dispose of the storm waters, in accordance with the preliminary plans thereof prepared therefor by the City Engineer and on file in the office of the City Clerk of the City of Modesto-----\$15,000.00
3. The improvement, construction, extension and completion of a sanitary sewer system in and for the City of Modesto, according to the plans and estimates thereof on file in the office of the City Clerk of said City-----\$15,000.00
4. The improvement, construction, extension and completion of the municipal water works and water system of the City of Modesto, according to plans and estimates thereof on file in the office of the City Clerk of said City----- \$5,000.00

The foregoing resolution was introduced by Councilman Swan, who moved its adoption, and vote being taken by roll call on the question of adoption, it was adopted by the follow-

The ordinance was offered for adoption by Councilman Swan and upon roll call was declared adopted and passed to print by the following vote:

Ayes: Councilmen Cuneo, Moss, Swan, O'Connor and Mayor Morris.

Noes: Councilmen, None

Absent: Councilmen None.

Upon motion the Council adjourned.

Attest: W. O. Thompson
City Clerk.

Approved: _____
Mayor.

.....

Council, City of Modesto,
Wednesday June 27th, 1917.
7.30 P. M.

The Council met in regular meeting.

Present: Councilmen Cuneo, O'Connor, Moss and Swan.

Absent: Mayor Morris, who afterwards was present. In the absence of the Mayor, C. D. Swan, Vice President of the Council, called the meeting to order.

In the Matter of Minutes:

The minutes of the last regular meeting of June 13th, 1917, were read and the minutes of the special meeting of June 20th, 1917 and the same ordered approved as read.

In the Matter of Ordinance:

ORDINANCE NO. 113 N. S.

entitled "AN ORDINANCE CALLING A SPECIAL ELECTION TO SUBMIT TO THE QUALIFIED VOTERS OF THE CITY OF MODESTO, THE PROPOSITIONS OF INCURRING BONDED INDEBTEDNESS FOR THE ACQUISITION AND CONSTRUCTION OF CERTAIN MUNICIPAL IMPROVEMENTS, THE COST OF WHICH WILL BE TOO GREAT TO BE PAID OUT OF THE ORDINARY ANNUAL INCOME AND REVENUES OF SAID CITY: ESTABLISHING ELECTION PRECINCTS AND DESIGNATING ELECTION OFFICERS FOR THE HOLDING OF SAID ELECTION: FIXING THE DATE ON WHICH SAID ELECTION SHALL BE HELD: THE MANNER OF HOLDING THE SAME AND OF VOTING FOR OR AGAINST THE INCURRING OF SUCH INDEBTEDNESS," and which was read, introduced, adopted and passed to print June 20th, 1917, and having been published as required by law, Councilman Swan moved the final adoption of the Ordinance. The motion was seconded and the Ordinance adopted, final, by the following vote:

Ayes: Councilman Cuneo, Moss, O'Connor, and Vice-President of the Council, C. D. Swan.

Noes: Councilmen, None.

Absent: Mayor Morris.

Mayor Morris appeared and presided as President in the further deliberations of the Council.

In the Matter of Petition under the Initiative:

A petition under the Initiative presenting to the Council the 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, DELIVERING, POSSESSION, DISPOSAL, DISTRIBUTION OR GIVING AWAY OF SUCH LIQUORS (WITH CERTAIN EXCEPTIONS) WITHIN SAID CITY: PROVIDING FOR A PENALTY FOR THE VIOLATION OF THE PROVISIONS HEREOF, AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH" and the City Clerk having attached to said petition his certificate dated June 22, 1917, showing that after due examination of the records of registration that said petition was 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, June 27th, 1917.

The petition being duly considered, arguments were listened to in behalf of the date on which said Special Initiative Election should be held, and said arguments being duly considered including the opinion of City Attorney A. J. Carlson concerning the validity of holding the Wet and Dry Election separately from the date on which the Bond election is to be held, namely June 31st, 1917. Whereupon Councilman Moss moved that the Initiative Election be held on August 21st, 1917. The motion was seconded by Councilman O'Connor, carried and so ordered. Whereupon

ORDINANCE NO. 114 N. S.

entitled "AN ORDINANCE CALLING A SPECIAL ELECTION IN AND FOR THE CITY OF MODESTO FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED ELECTORS OF SAID CITY OF MODESTO FOR THEIR APPROVAL OR REJECTION A CERTAIN ORDINANCE PROHIBITING (WITH CERTAIN EXCEPTIONS) THE SALE OR DISPOSAL OF INTOXICATING LIQUORS WITHIN SAID CITY" was read and introduced and adopted and passed to print by the following vote:

Ayes: Councilmen Cuneo, Moss, O'Connor, Swan and Mayor Morris.

Noes: Councilmen None.

Absent: Councilmen none.

In the Matter of Deed:

J. J. Pine and Mary E. Pine presented to the City of Modesto the right therein granted to operate, maintain, use and repair a water pipe line in and for the City of Modesto, upon, over, through and under the following described property situate in said city, to-wit:

Lots 5 and 6 of Block 3 in Sunset Blvd. Addition Sub-tract No. 1, according to the map or plat thereof heretofore filed in the office of the County Recorder of Stanislaus County, California. And said right and easement being duly considered whereupon it was ordered that the same be accepted and placed on record.

In the Matter of Claims:

The claim of the Central California Paving Company in the sum of \$87.25 for patch-work in the paving of City Streets was duly audited and allowed and a warrant ordered drawn for the amount.

In the Matter of Street Improvement under the "Improvement Act of 1911".

RESOLUTION NO. 370 N. S.

RESOLUTION ORDERING PLANS AND SPECIFICATIONS.

For the improvement of the alley between Fourteenth Street and Fifteenth Street from the northwest property line of "I" Street northwesterly to the southeast property line of "J" Street was introduced and adopted by roll call.

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.

RESOLUTION NO. 371 N. S.

RESOLUTION ADOPTING PLANS AND SPECIFICATIONS for the work specified in the foregoing Resolution was introduced and unanimously adopted.

RESOLUTION NO. 372 N. S.

RESOLUTION OF INTENTION NO. 73.

providing for the grading and paving of the alley in BLOCK 112 the improvement of which is more fully set forth in Resolution of Intention No. 73 was introduced and unanimously adopted.

In the Matter of Leave of Absence:

Upon application, Councilman Moss moved that the City Treasurer and City Collector be granted a leave of absence from the state for a period of 30 days, beginning July 4th, 1917. The motion was seconded, carried and so ordered.

In the Matter of Awarding Contract for the Official Advertising for the fiscal year ending June 30th, 1918:

This being the time fixed in accordance with published Notice to Bidders for the opening and examination of bids for the Official Advertising for the fiscal year ending June 30th, 1918, and there being two bids on file, namely, the Modesto News Publishing Co. 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 Moss moved that the bid of the Modesto News Publishing Company be accepted and at the prices named in their proposal so on file, and that all other bids be rejected and certified checks accompanying the same be returned. The motion was seconded by Councilman Swan, carried and so ordered.

In the Matter of Street Lighting Extensions:

The Application of A. B. Shoemaker for street light at the corner of "B" and 9th Streets was referred to Councilman Cuneo and the City Electrician.

In the Matter of Transfer of Funds:

Upon motion by Councilman Moss it was ordered that the money in the Public Market Fund be transferred to the General Fund for the purpose of purchasing a fire alarm box.

In the Matter of Street Paving:

Lowell Gum, manager of the Modesto Creamery, was before the Council and was granted permission to pave under private contract the northwesterly half of "E" Street between 9th and 10th Streets.

In the Matter of Charges Preferred against Street Superintendent S. P. Kinnear:

Harvey J. Christman and his wife Margaret Christman filed with the City Council sworn affidavits in regard to the facts concerning the discharge of the said Harvey J. Christman from the city employ. The affidavits were read and Mr. Kinnear being present was called upon for a statement and made a flat denial of each and every accusation as set forth in said affidavits. Statements in relation thereto were made by Councilman Swan and a full investigation was promised.

No further business appearing, the Council upon motion adjourned.

Attest: Ch. O. Thompson
City Clerk.

Approved: _____
Mayor

Council, City of Modesto.

Wednesday July 11, 1917.

7.50 P. M.

The Council met in regular meeting.

Present: Councilmen Cuneo, Moss and Swan and Mayor Morris.

Absent: Council O'Connor.

In the Matter of Minutes:

The minutes of the last regular meeting of June 27th, 1917, were read and the same ordered approved.

In the Matter of Reports:

The following monthly reports were examined and ordered placed on file:

G. C. Nelson	City Treasurer
Geo. E. Wallace	Fire Chief
W. I. Carpenter	City Electrician
E. V. Falk	City Health Officer.

In the Matter of Claims:

The following claims were duly audited and allowed by the Council and warrants ordered drawn on the following funds, to-wit:

GENERAL FUND.

A. L. Cressy	10.00
Fire Chief	25.00
Sunny Valley Land Co.	20.00
Home Realty Co.	25.00
St. Supt.	25.00
Modesto Gas Co.	449.52
Sierra & S. F. Power Co	235.85
Pacific Tel. & Tel. Co.	23.60
Revolving Fund	12.67
American Chain Co.	4.72
Anaya, F. H.	.25
Andrews, F.	5.60
Atkinson, L. E.	.75
Austin, Mabel	3.00
Bacon, W. E.	1.60
Bee Line Jitney Service	4.75
Book Shop	5.05
Dickinson & Carlson	1.10
Donley, C. E.	22.25
Downey, H. J.	.40
Ervin & Rinehart	25.70
Fargo & Herron	8.80
Freitas, G. H.	3.00
Grange Co.	13.69
Grayston, C. H.	220.10
Harmon Poultry Co.	4.00
Edward Hawkins	5.00
Hemple Stevens Co.	37.53
Hockwald Chemical Co.	5.25
Hogeboom Bros.	7.50
Jockey Club Steing	22.50
Johnson's Cyclery	24.15
K. C. Auto Service	5.30
Kelley Hdw. Co.	5.30
Eureka Liquid Tightener Co.	1.00
Marshall Vulc. Wks.	5.05
Maze, The Druggist	.75
Modesto Auto Supply Co.	6.25
Modesto Carriage Wks.	6.40
Modesto Creamery	1.40
Modesto Lumber Co.	56.82
Modesto Printing Co.	43.50
Modesto French Laundry	6.50
Modesto Steam Laundry Co.	1.68
Moore, J. S.	7.50
Morris Bros.	6.90
O'Leary, P. J.	2.00
Parks Garage	7.70
Phillis, J. A.	225.00
Red Line Transfer Co.	1.00

GENERAL FUND. CON'T

Robinson & Bonnett	3.00
Russell & Stebbins	4.50
Schafer Co.	26.67
Schackelford Ullman Co.	6.50
Sheriff of Stan. Co.	72.60
Skinne, J. C.	3.00
Standard Oil Co.	28.39
Stanislaus Lumber Co.	5.67
Stone Brothers	17.55
Tatum, R. A.	5.75
Tatum, L.O.	6.65
Union Oil Co.	36.00
Ulrich, Geo. J.	52.47
Underwood Typewriter Co.	49.25
Wallace, Fire Chief	84.00
Western Electric Co.	53.64
Western Union Co.	1.00
Wise Hdw. Co.	29.70
Dingley, Alma	47.50
Steiger, C. M.	15.00
Turner Hdw. Co.	21.00
Tuolumne Lumber Co.	2.65
Modesto Lumber Co.	19.01
Hanna Auto Supply Co.	1.40
Modesto Evening News	161.76
Total	<u>2398.04</u>

WATER FUND.

W. E. Davis	25.00
Modesto Gas Co.	1.35
Sierra & S. F. Power Co.	1111.94
Pacific Tel. & Tel. Co.	5.10
Revolving Fund Co.	.32
Andrews, F.	2.25
Bacon, W. E.	.75
Crane CO.	119.07
Dickinson & Carlson	14.40
Donley, C. E.	2.80
Freitas, G. H.	.40
Marshall Vulc. Wks.	1.50
Modesto Carriage Wks.	3.75
Modesto Soda Works	2.70
Modesto Printing Co.	16.50
Stockton Iron Works	72.06
Stone Brothers	3.60
Atdebaker Garage	1.00
Turner Hdw. Co.	24.20
Tuolumne Lumber Co.	2.49
Modesto Evening News	2.70
Total	<u>1413.88</u>

In the Matter of Ordinance No. 114 N. S.

ORDINANCE NO. 114 N. S.

entitled, "AN ORDINANCE CALLING A SPECIAL ELECTION IN AND FOR THE CITY OF MODESTO FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED ELECTORS OF SAID CITY OF MODESTO ~~FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED ELECTORS OF SAID CITY OF MODESTO~~ FOR THEIR APPROVAL OR REJECTION A CERTAIN ORDINANCE PROHIBITING (WITH CERTAIN EXCEPTIONS) THE SALE OR DISPOSAL OF INTOXICATING LIQUORS WITHIN SAID CITY." And which was regularly adopted and passed to print June 27, 1917 and having been published as required by law and the same being up for final adoption whereupon it was moved, seconded and carried that Section 2 of Ordinance No. 114 N. S. be amended by striking out the word "six" and the figure 6 in line five of said section 2, according to the official copy thereof, and inserting the word "seven" and the figure 7 in lieu thereof.

It was further moved, seconded and carried to amend said ordinance by striking out the words "Eighth Street Water Works" in line 30 of Section 5 of said ordinance and inserting in lieu thereof the following: "Booth Corner Fifth and Washington Street."

It was further moved, seconded and carried to amend Section 7 of said ordinance by striking out the words "Modesto Evening News" in line 3 of Section 7 thereof according to the official copy on file with the clerk and inserting in lieu thereof the words "Modesto Morning Herald", and by striking out the words "Modesto Evening" in line 6 and the word "News" in line 7 of Section 7 of said ordinance, according to said copy thereof, and inserting in lieu thereof the words "Modesto Morning Herald".

Said amendment having carried it was moved, seconded and carried that the ordinance as so amended be adopted and ordered published in the Modesto Morning Herald, the official newspaper of the City of Modesto, at least once at least three days prior to its final passage and adoption.

In the Matter of Awarding Contract for the official advertising for the fiscal year ending June 30th-1918:

Council having heretofore on the 27th day of June 1917 awarded the contract for the official advertising for the fiscal year ending June 30-1918 and it appearing to said Council that an error had been made in the award of contract at that time by accepting the bid of the Modesto News Publishing Company, whereupon Councilman Moss moved that the matter be reconsidered. The motion was seconded by Councilman Swan, carried and so ordered. Councilman Moss then moved that the award be made to the Herald Publishing Company, which was carried by unanimous vote, Councilman O'Connor being absent.

In the matter of the Application and License as Plumber of C. M. Edwards:

C. M. Edwards of Modesto having presented and filed in the office of the City Clerk of the City of Modesto his bond and application for license as plumber and the same being in accordance with Ordinance No. 276, Councilman Swan moved that the application be granted, that the bond accompanying same be approved. Motion was seconded, carried and so ordered.

In the Matter of Map or Plat of University Addition:

W. C. LeHane presented to the Council for adoption a plat of certain portion of Modesto to be known as University Addition, and the same being accompanied with a communication from L. A. Ferris, Secretary of City Planning Commission, approving the same and the approval also of the City Engineer being endorsed thereon, whereupon it was ordered that the same be accepted, and that the Mayor and the City Clerk endorse thereon such approval. *Res. No. 373*

In the Matter of Formation of Tree Planting Districts, as provided for in Resolutions of Intention No. 61 and 70:

This being the time fixed by order of the Council for hearing of protests in relation to the formation of Tree Planting Districts as provided for in Resolution of Intentions Nos. 61 and 70 and no written protests being on file or presented the Council proceeded to pass on same.

RESOLUTION NO. 374 N. S.

Resolution adopting as a whole the report in writing of the City Planning Commission of the City of Modesto on the proposed improvement, as described in Resolution of Intention No. 70 of the Council of the City of Modesto as to the Property therein described, was introduced and adopted.

RESOLUTION NO. 375 N. S.

Resolution adopting as a whole the report in writing of the City Planning Commission of the City of Modesto on the proposed improvement, as described in Resolution of Intention No. 61 of the Council of the City of Modesto as to the property therein described, was introduced and adopted.

Present, Councilman O'Connor who appeared and took part in further deliberations of the Council.

In the Matter of Engineer's Estimate for proposed improvements in the City of Modesto:

City Engineer, Geo. H. Freitas, having submitted and filed with City Council his

estimate of costs for proposed improvements as provided for in the Call for the Special Municipal Election to be held in Modesto *July* 31, 1917, and the same being duly considered by the Council, Councilman Cuneo moved that the same be filed for further reference in relation to the proposed bond issue of \$90000.00.

In the Matter of Petition before the Board of Supervisors for new road:

Mayor Morris was authorized for and on behalf of the City of Modesto to sign a petition before the Supervisors for a new road commencing at the common corner of Sections 29, 30, 31 and 32.

In the Matter of Charges preferred against S. P. Kinnear, Street Superintendent of the City of Modesto:

This matter came on regularly, actin^a having been deferred from the last regular meeting to allow time for investigation. Whereupon Councilman Cuneo, Commissioner of Public Works, having made a thorough investigation of the matter read the report of his investigation and findings, and the same being duly considered by the Council, Councilman O'Connor moved that the charges against Mr. Kinnear be dismissed. The motion was seconded by Councilman Swan, carried and so ordered. Councilman Swan then moved that the report and findings of Commissioner Cuneo be filed with the City Clerk including letters and to be made a part of this record in the City Office. The motion was seconded, and carried.

In the Matter of Petition to annex new territory to the City of Modesto:

The following petition containing thirty-five signatures was presented to the Council for consideration.

The undersigned qualified electors residing within the territory hereinafter described and constituting in the aggregate not less than one fourth in number of all the qualified electors residing within said territory as shown by the registration of the voters of Stanislaus County respectfully ask your honorable body that the territory hereinafter described be annexed to the municipal corporation of the City of Modesto and in behalf that the necessary proceedings be taken by your honorable body for the calling and holding of the necessary elections to determine the question of the annexation of said territory to said city. And in that connection we further request that the question to be submitted to the electors residing in the territory proposed by this petition to be annexed to said City of Modesto shall be whether such new territory shall be annexed to, incorporated in and made a part of said municipal corporation, and the property therein be, after such annexation, subject to taxation equally with the property within such municipal corporation, to pay the bonded indebtedness of said City of Modesto, outstanding at the date of the filing of this petition or theretofore authorized.

The territory hereinabove referred to and which we ask to have annexed to the City of Modesto in accordance with this petition is situated lying and being in the County of Stanislaus, State of California, and is contiguous to said City of Modesto and is particularly described as follows, to-wit:-

Beginning at the corner common to sections 20, 21, 28 and 29, Township 3 South Range 9 East, M. D. B. & M.

Thence west along the section line to the northwest corner of the northeast quarter of section 29, said township and range.

Thence south along the mid-quarter line of said section 29, said township and range, to the southwest corner of the north half of the northeast quarter of the said section 29, Township 3 South, Range 9 E., M. D. B. & M.

Thence east along the center of said quarter section 29, Township 3 South, Range 9 East M. D. B. & M. to the southeast corner of the north half of said quarter section of section 29.

Thence north along the section line between sections 28 and 29 to the corner common to section 20, 21, 28 and 29, to the point of beginning.

The foregoing petition being duly considered, the matter was laid over until the next regular meeting in order to allow the City Attorney, A. J. Carlson, time to draw up the order of election.

In the Matter of Sprinkling the streets in the vicinity of Borden's Condensed Milk Plant:

Request for the sprinkling of the street past Borden's Condensed Milk Plant was upon motion by Councilman Swan referred to the Commissioner of Public Works with power to act.

No further business appearing, the Council upon motion adjourned.

Attest: W. D. Thompson
City Clerk.

Approved: Deermonis
Mayor.

.....

Council, City of Modesto.

Wednesday, July 25th, 1917.

The Council met in regular meeting.

Present: Councilman Cuneo, Moss, O'Connor, Swan and Mayor Morris.

In the Matter of Minutes:

The Minutes of the last regular meeting of July 11th, 1917 were read and the same ordered approved as read.

In the Matter of Petition to Annex new Territory to the City of Modesto:

The matter of Petition for annexation was postponed from the last regular meeting and upon motion by Councilman Moss action was again postponed until August 8th, 1917.

In the Matter of Ordinance:

ORDINANCE NO. 114 N. S.

entitled, "AN ORDINANCE CALLING A SPECIAL ELECTION ^{IN} AND FOR THE CITY OF MODESTO FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED ELECTORS OF SAID CITY OF MODESTO FOR THEIR APPROVAL OR REJECTION A CERTAIN ORDINANCE PROHIBITING (WITH CERTAIN EXCEPTIONS) THE SALE OR DISPOSAL OF INTOXICATING LIQUORS WITHIN SAID CITY." Which was read, introduced, adopted and passed for print July 11th, 1917, and having been published as required by law, Councilman Moss moved the final adoption of the Ordinance. The motion was seconded and the Ordinance adopted, final, by the following vote:

Ayes: Councilman Cuneo, Moss, O'Connor, Swan and Mayor Morris.

Noes: Councilmen None.

Absent: Councilmen None.

In the Matter of Claim:

The claim of the Central California Paving Company in the sum of \$18.15 for lowering manhole on Paradise Road was duly audited and upon motion of Councilman Moss ordered paid.

In the Matter of Sewer Extension:

Upon application, Councilman Swan moved that the sewer system of the City of Modesto be extended through Block 41 of the Maze Addition and that the City Engineer be authorized to make the necessary extension. The motion was seconded, carried and so ordered. Upon recommendation of the City Engineer, the sewer system was also ordered extended through Block 4 of the Sunset Boulevard Addition to the City of Modesto.

In the Matter of Communication:

A communication was read from George McCabe, Secretary of the Stanislaus County Council of Defense and calling Attention to the recent number of fires occurring in the County by which many hay stacks and many grain stacks were destroyed, also of the special meeting held in Judge Landgon's courtroom July 20th, at which a resolution was passed requesting the city trustees of all incorporated cities in the County to provide ways and means by which additional police service may be employed to protect the interest of their respective communities. The matter was referred to Commissioner of Public Health and Safety, Commissioner Swan, with authority to employ such additional police force as he deemed necessary in order to protect the public welfare.

The following communication was received from the Woman's Improvement Club and ordered spread in full upon the minutes.

Modesto, California, July 10, 1917.

City Council,
Modesto, Calif.

Gentlemen:-

The Woman's Improvement at its meeting yesterday voted to send a letter of thanks to the City Council for its splendid donation of \$350. for our 4th of July celebration.

We appreciate the cooperation of the City Council in making the day a success.

Truly yours,
Esto Broughton, Pres.

In the Matter of Providing for interchanged tracks between the Southern Pacific, Modesto and Empire Traction Company, and the Tidewater Southern Railway:

In answer to a communication from L. L. Dennett the following resolution was introduced and unanimously adopted.

RESOLUTION NO. 576- N. S.

Whereas, by reason of the location of a series of parallel lines of railroad through Stanislaus County much business is cut off from Modesto, and it is very difficult for agricultural products raised along the line of such railroads outside of Modesto to be shipped to Modesto for packing or other handling, because of lack of opportunity to transfer such shipments from one railroad to the other, and

WHEREAS, there has been established in the southeastern portion of the city an industrial zone devoted to warehouse and manufacturing enterprises, which zone already has communication through the Modesto and Empire Traction Company with the Santa Fe and with the Tidewater Southern Railroad Company and not with the Southern Pacific, and

WHEREAS, public necessity and convenience imperatively demands proper interchange tracks between the various railroads centering in Modesto,

RESOLVED, that the Council of the City of Modesto hereby declares it to be the belief of the council that public necessity and convenience requires such interchange tracks and the possibility of transferring freight from one line to the other.

RESOLVED FURTHER that the City of Modesto Join with the Modesto Chamber of Commerce and other applicants petitioning the Railroad Commission of the State of California for an order establishing such interchange tracks, and that the City Attorney be authorized and instructed to assist and to co-operate with the attorneys representing the other petitioners in bringing this matter to the attention of the Railroad Commission.

RESOLVED FURTHER that it is the opinion of this Council that it is exceedingly desirable that such communication be established in order to handle the crops of the present year.

In the Matter of Sale of Real Estate, and report of appraisement Committee:

The following was the report of the committee appointed to appraise the property offered for sale as described in Ordinance No. 112 N. S.

Modesto, California,
July 25, 1917.

City Council, City of Modesto,
State of California.

Gentlemen:-

In compliance with request contained in communication from your Honorable Body to the undersigned, of date June 13, 1917, we have made appraisement of the property mentioned in said communication, to-wit: Lots 1, 2, 3, and 4, and the southwesterly 50 feet of Lots 5 to 16, inclusive, in Block 50 of the City of Modesto, County of Stanislaus, State of California, and beg to submit the following as our best judgment of the value of the property mentioned therein. We fixed the value of Lots 1, 2, 3, and 4 at \$1,600.00. We fixed the value of the Southwesterly 50 feet of Lots 5 to 16 inclusive, at \$1,714.70. Being a total value of \$3,314.70.

Respectfully submitted,
George Perley
G. J. Wren

GP:B

The foregoing appraisement being duly considered, Councilman Swan moved that the value therein set forth be accepted. No bids for the sale of said property being received or offered as provided for the published Notice to Bidders, the Clerk was authorized to readvertise the sale of said property. Bids to be opened August 22nd, 1917.

In the Matter of Renewal of Application by George Kounias for License to sell Liquor in Restaurant:-

Application and Petition for License to sell liquor in restaurant known as the Modesto Grill having been filed by George Kounias with the City Clerk and thereafter having been published as required by City Ordinances respecting the same, and this being the time fixed pursuant to said Publication when said Application will come up for consideration by the Council; and no written objections being filed or presented.

The Council, after due consideration finds that said George Kounias is a fit and proper person to be granted a renewal of license, and that he has complied in all respects with the Ordinances of the City of Modesto respecting the issuance of Licenses. Therefore it is upon motion by Councilman Swan ordered that the license be and the same is hereby granted as prayed for.

In the Matter of Street Proceedings for the Improvement of the alley in Block 112:-

A petition signed by C. R. Gailfus, Mrs. Susan Hart, and others representing a majority of the property owners and frontage in Block 118 and protesting the paving of the alley in said Block was received and ordered placed on file.

In the Matter of City Health Ordinance:

City Attorney, A. J. Carlson, was instructed to draw up an ordinance amending the City Health Ordinance, creating the office of Sanitary Inspector of the City of Modesto, defining his duties and powers and providing for his appointment and salary.

Pending the further consideration of business, the Council upon motion adjourned to meet Friday July 27th, 1917 at 7:30 P. M.

Attest:

A. O. Thompson
City Clerk

Approved:

D. W. Morris
Mayor.

Friday July 27, 1917, 7:30 P. M

The Council met pursuant to adjournment and Councilmen Cuneo and O'Connor were noted absent.

In the Matter of Claim;

The claim of Gladding, McBean Company for sewer pipe in the sum of \$307.80 less 3% cash discount was duly audited and allowed and warrant ordered drawn for that amount.

In the Matter of the Application and Petition of the Beaty Hotel Company for Liquor License:

Application and Petition for License to sell liquors in connection with the Hotel Hughson, having been filed by the Beaty Hotel Company, a corporation, with the City Clerk and having been published as required by the City Ordinances respecting same; and this being the time fixed pursuant to said Notice of Publication when said Application will come up for consideration, and no written objections being filed or presented, the Council proceeded to examine and pass upon said Application, and said Application being duly considered, the Council finds that the applicants have complied in all respects with the Ordinances of the City of Modesto respecting the issuances of Licenses.

Therefore, it is upon motion ordered that the Application be granted and the License issued and the Bond accompanying the same be approved by the Mayor.

Pending further consideration of business, Council adjourned to meet Wednesday August 1st, 1917 at 7:30 o'clock P. M.

Attest: Ch. D. Thompson City Clerk.

Approved D. W. Morris Mayor.

.....

Wednesday August 1st, 1917, 7:30 P. M.

The Council meet pursuant to adjournment and Councilman O'Connor was noted absent.

In the Matter of Canvassing the Returns of the Special Municipal Election held July 31st, 1917:

The returns of the Special Municipal Election for the City of Modesto held on July 31st, 1917 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.

The following Resolution is the findings of the Council in the canvass of the returns of the Special Municipal Election held July 31st, 1917 for the purpose of issuing bonds in various amounts for municipal improvements.

RESOLUTION NO. 377 N. S.

WHEREAS, the Council of the City of Modesto did by Ordinance No. 113 N. S. call a special election to be held on the 31st day of July, 1917, to submit to the qualified voters of the City of Modesto the proposition of incurring indebtedness by the issuing of bonds for the purposes in said Ordinance set forth and

WHEREAS, the provisions of law requisite to the calling of said election and the notice thereof were duly complied with; and

WHEREAS, said special election was held on said 31st day of July, 1917, and was conducted and held in all respects in conformity with the laws of the State of California and

the ordinances of the City of Modesto; and

WHEREAS, the proper officers of said election returned to and filed with the City Clerk of said city the returns of said election, which said returns were duly opened and canvassed by the said Council of the City of Modesto, and the results of said election declared on the first day of August, 1917; and

WHEREAS, it appears from the canvass of the returns of said election that a total of 1011 votes were cast at said election and that none of the propositions voted for received in its favor the votes of two thirds of all the voters voting at said election, save and except the proposition of incurring an indebtedness for the purpose of the improvement, construction, extension and completion of the municipal water works and water system of the City of Modesto according to the plans and estimates thereof on file in the office of the City Clerk of said City.

NOW, THEREFORE, the said City Council of the City of Modesto sitting as a canvassing board to canvass the returns of said election hereby find and declare the result of said election as follows:

That the results of said special election and the votes cast for each of the propositions submitted were as follows:

Total number of votes cast-----1011.

1. For the incurring of an indebtedness for the purpose of the improvement of the streets of said City of Modesto, by improving the intersections of the accepted streets thereof by grading and thereupon paving and constructing cement concrete curbs and gutters, and the construction and placing in position of culverts, all in accordance with the plans and specifications adopted and on file in the office of the City Clerk of the City of Modesto.

636 votes were cast in favor of incurring said indebtedness, and 353 votes were cast against incurring said indebtedness.

2. For incurring an indebtedness for the purpose of the acquisition, construction and completion of a system of storm sewers in and for said City of Modesto, to supplement the present sewer system and in particular to carry off and dispose of the storm waters, in accordance with the preliminary plans thereof prepared therefore by the city engineer and on file in the office of the City Clerk of the City of Modesto.

638 votes were cast in favor of incurring said indebtedness, and 337 votes were cast against incurring said indebtedness.

3. For incurring an indebtedness for the purpose of the improvement, construction and extension ^{and completion} of a sanitary sewer system in and for the City of Modesto, according to the plans and estimates thereof on file in the office of said City Clerk of said City.

669 votes were cast in favor of incurring said indebtedness and 310 votes were cast against incurring such indebtedness.

4. For incurring an indebtedness for the purpose of the improvement, construction, extension and completion of the municipal water works of the City of Modesto, according to the plans and estimates thereof on file in the office of the City Clerk of said City.

693 votes were cast in favor of incurring said indebtedness, and 299 votes were cast against incurring said indebtedness.

That the affirmative of the first three propositions failed to receive 674 votes, which said 674 votes is two thirds of all the votes cast by the voters voting at said special election.

That neither of said first three propositions having received two thirds of said votes, none of the same carried.

That the fourth proposition, to-wit: for incurring an indebtedness for the purpose of the improvement, construction and extension and completion of a municipal water works and water system of the City of Modesto, according to the plans and estimates thereof on file in the office

of the City Clerk of said City, did receive more than two thirds of all the votes cast by the voters voting at said special election, to-wit:

693 votes, and that said proposition carried; and that the City Council was authorized thereby to issue the bonds of said city in the sum of \$5,000.00 for said purposes.

The foregoing resolution was introduced by Councilman Cuneo, who moved its adoption, which motion was seconded by Councilman Moss, and upon a vote being taken was carried by the following vote:

Ayes: Councilmen Cuneo, Moss, Swan and Mayor Morris.

Noes: Councilmen None.

Absent: Councilman O'Connor.

In the Matter of Services of Election Officers.

Councilman Swan moved that the sum of \$5.00 be allowed as compensation to each election officer within the corporate limits of the City of Modesto for services rendered at the Special Municipal Election held on the 31st day of July, 1917, and that a warrant be drawn in favor of the City Clerk for said purpose.

In the Matter of Ordinance No. 115 N. S. :

Entitled "AN ORDINANCE CREATING THE OFFICE OF SANITARY INSPECTOR OF THE CITY OF MODESTO, DEFINING HIS DUTIES AND POWERS, AND PROVIDING FOR HIS APPOINTMENT AND SALARY, WAS READ AND INTRODUCED AND ADOPTED AND PASSED TO PRINT BY THE FOLLOWING VOTE:

Ayes: Councilmen Cuneo, Moss, Swan and Mayor Morris.

Noes: Councilmen, None.

Absent: Councilman O'Connor.

No further business appearing the Council upon motion adjourned.

Attest: H. O. Thompson
Clerk.

Approved: D. Morris
Mayor.

.....

Council, City of Modesto.

Wednesday, August 8th, 1917.

The Council met in regular meeting. Present: Councilman Cuneo, Moss, Swan and Mayor Morris. Absent: Councilman O'Connor.

In the Matter of Minutes:

The minutes of the last regular meeting of July 25th, 1917 were read and the same ordered approved as read. The minutes of the regular adjourned meeting July 27th, 1917 and the minutes of the regular adjourned meeting August 1st, 1917 were read and ordered approved.

In the Matter of Ordinance:

ORDINANCE NO. 115 N. S.

entitled "AN ORDINANCE CREATING THE OFFICE OF SANITARY INSPECTOR OF THE CITY OF MODESTO, DEFINING HIS DUTIES AND POWERS, AND PROVIDING FOR HIS APPOINTMENT AND SALARY," and which was read introduced and adopted and passed to print August 1st, 1917, and having been published as required

by law, Councilman Swan moved the final adoption of the Ordinance. The motion was seconded by Councilman Cuneo adopted, Final, by the following vote:

Ayes, Councilman Cuneo, Moss, Swan and Mayor Morris.

Absent: Councilman O'Connor. Noes: Councilmen None.

In the Matter of Claims:

The following claims were duly audited and allowed by the Council and warrants ordered drawn on the following funds, to-wit:

GENERAL FUND.

A. L. Cressey	10.00
Fire Chief Wallace	25.00
Sunny Valley Land Co.	20.00
Home Realty Co.	25.00
Street Supt.	25.00
Modesto Gas Co.	448.47
Sierra & S. F. Power Co.	274.55
Pac. Tel. & Tel. Co.	14.25
Andrews Christ	52.50
Mabel Austin	2.00
Augustus Brass (Foundry)	1.90
Carlisle & Co.	24.91
Donley C. E.	9.90
Downey H. J.	6.85
Dickinson & Carlson	.50
Fargon Garage	1.80
Ferlin Garage	2.50
Freitas, Geo. H.	3.00
Gamewell Co.	4.07
General Elect. Co.	30.24
Grayston C. H.	77.62
Gratz H.	.50
Hanna Auto Co.	3.57
Hogeboom Bros.	10.00
Jockey Club Shoeing Shop	14.75
Kelley Hdw. Co.	.50
League of Calif. Municipalities	30.00
Modesto Auto Co.	11.05
Modesto Carriage Works	13.25
Marshall Vulc. Wks.	2.50
Modesto Evening News	238.58
Modesto Morning Herald	112.00
Modesto French Laundry	7.85
Modesto Furniture Co.	1.80
Morris Bros.	56.35
Occidental Broom Co.	26.00
O'Leary P. J.	9.00
Peterson L. J.	1.90
Reynolds, Roy	18.10
Salvatore Asaro	2.50
Schafer G. P. Co.	2.50
Shell Co.	3.11
Steiger C. M.	12.50
Stone Bros.	5.80
West J. S.	46.82
Wilson A. G.	47.50
Phillis J. A.	225.00
Grange Co.	13.66
Stanislaus Co.	.63
Modesto Lumber Co.	4.36
Modesto Creamery	3.20
Modesto Evening News	6.37
Modesto Steam Laundry	1.53
Russell & Stebbins	5.50
Anaya F. H.	3.75
Herald Pub. Co.	112.75
Holtham Frank	6.00
Peterson A.	45.00
Johnson's Cyclery	5.30
Moore J. S.	12.50
Bee Line Jitney Service	6.50
Union Oil Co.	10.00
Wilhite	3.00
Goldsworth J. W.	3.00
Marshall Vulc. Wks.	3.30
Fire Chief	34.00
Revolving Fund	52.17
Sheriff of Co.	75.20
Tuolumne Lumber Co.	11.45
Modesto Printing Co.	97.75
First National Bank	428.17

Total

\$2809.58

WATER FUND.

W. E. Davis	25.00
Modesto Gas Co.	.90
Sierra & S. F. Power Co.	1073.75
Pac. Tel. & Tel. Co.	4.10
W. E. Bacon	1.85
Crane Co.	309.45
Donley C.E.	7.35
Freitas Geo. H.	.55
Modesto Carriage Wks.	1.20
Modesto Evening News	2.70
Modesto Morning Herald	29.25
Modesto Soda Works	2.25
Mowrey E. A.	1.25
Schafer Co. G. P.	.60
Stockton Iron Works	68.18
Stone Bros.	4.20
U. S. C. I. P. & Foundry Co.	23.99
Western Electric Co.	66.65
Smith Marcel	20.00
Revolving Fund	4.84
Oregon Iron & Steel	1985.20
Modesto Printing Co.	9.50
Western Well Wks.	500.00
Neptune Meter Co.	200.00
Worthington Co.	54.00
Total	<u>4395.76</u>

In the Matter of Reports:

The following monthly reports were examined and ordered placed on file:

G. C. Nelson	City Treasurer
Geo. E. Wallace	Fire Chief
W. I. Carpenter	City Electrician
E. V. Falk	City Health Officer

In addition Geo. E. Wallace, Fire Chief, reported on fires for the year commencing July 1st, 1916 and ending June 30th, 1917, comprising the number of fires attended by the Modesto Fire Department, the estimated loss with insurance paid and property involved, also the amount of hose laid at fires and chemicals used.

The Department responded to 50 alarms during the year divided as follows:

Rubbish fires 6, grass 8, overheated stoves 3, flue 6, children with matches 3, smoke scare 2, saw-dust 1, coal oil stoves 1, unknown 6, oil 2, gas stoves 3, gasoline 6, false 1, electric iron 1 and acid 1.

Total number of Ft. laid at fires-----	6850 Ft.
Total number of gallons chemical used-----	288 Gal.
Total number gallons Pyrene used-----	4 Gal.
Total number gallons water used-----	29200 Gal.

The following is the estimated damage done during the year, showing insurance paid, property involved etc:

Value of buildings-----	\$196,475.00
Value of contents-----	<u>21,675.00</u>
Total Value-----	\$218,150.00
Insurance on buildings-----	\$ 73,150.00
Insurance on contents-----	<u>7,775.00</u>
Total Insurance carried	\$80,925.00
Insurance received on buildings	\$ 5,198.00
Insurance received on contents	<u>1,426.00</u>
Total Insurance received-----	\$ 4,624.00
Loss on buildings-----	\$ 4,573.00
Loss on contents-----	<u>2,746.00</u>
Total loss	\$ 7,199.00

In ^{the} ~~that~~ Matter of Hearing Application and Petition for Renewal of Saloon License:-

Application and Petition for renewal of License to sell liquors in connection with the "Hotel Modesto", having been filed with the City Clerk and having been published as required by the City Ordinances respecting the same; and this being the time fixed pursuant to said Notice of Publication when said Application will come up for consideration, and no

Written objections being filed or presented, the Council proceeded to examine and pass upon said application; and said Application being duly considered, the Council finds that the Applicants have complied in all respects with the Ordinances of the City of Modesto respecting the issuance of Licenses.

THEREFORE, it is, upon motion, ordered that the application be granted and the license issued.

In the Matter of Compensation:

Upon order of the Council, the Clerk was authorized to draw a warrant in favor of J. A. Davis in the sum of \$25.00, the same being in compensation for circulating petition obtaining signatures of qualified electors in the City of Modesto for the purpose of voting bonds for various purposes in the amount of \$90,000. The warrant being based upon the amount of five cents per name for each signature certified to by the City Clerk.

In the Matter of Communication:

A communication was received from Alvin S. Hatch and notifying the City Council that said Alvin S. Hatch has furnished and is now furnishing to the Central California Paving Company certain appliances, to-wit:- a Kelly-Springfield steam roller, grader and oil wagon- which have been, and now are, contributing to the construction of certain street work now being performed by said Central California Paving Company under contract with the City of Modesto. The matter being duly considered and upon advice of City Attorney that said Contract was not with the City of Modesto but with the Street Superintendent and that said notice was in no manner a withhold notice, therefore the communication was ordered placed on file.

In the Matter of Appointing a Sanitary Inspector:

In the accordance with the final adoption of Ordinance No. 115 N. S. creating the office of Sanitary Inspector for the City of Modesto, the following written applications from the following applicants were received and read: F. J. Sutter, H. W. Hule, S. J. Strauss, J. W. Birkbeck, Geo. T. Hanscome, J. A. Edwards, Mary Rayfield, H. R. Glidden, Hillyer Deupray, D. B. Hill, Frank E. Holtham. It being the desire of the Council to further consider the merits of the applicants, Councilman Cuneo moved that the matter be laid over for further consideration. The motion was seconded by Councilman Swan, carried and so ordered.

In the Matter of Annexation of Rose Addition to the City of Modesto:

RESOLUTION NO. 378 N. S.

A Resolution providing for a Special Election to be held within the territory proposed to be annexed and submitting the question whether or not such new territory shall be annexed to the City of Modesto fixing the date of said election, appointing the officers and setting forth the Notice of Election for Annexation of Territory was introduced by Councilman Cuneo and upon roll call was declared adopted.

In the Matter of Issuing Bonds to Represent the Expense of Improvements under Resolutions of Intention Nos. 65, 67, 68 and 69.

Resolutions No. 379 N. S., 380 N. S., 381 N. S., and 382 N. S.

providing for the issuing of bonds to represent the assessments remaining unpaid in accordance with the returns of the Contractor under Resolutions of Intention Nos. 65, 67, 68 and 69 for the improvements of streets as therein designated and the returns of the Contractor as filed in the office of the Street Superintendent of the City of Modesto in regards to the amount of the

assessment unpaid was introduced and upon roll call was declared adopted, by unanimous vote, Councilman O'Connor being absent. Following are the Resolutions in full as passed by the Council.

RESOLUTION NO. 379 N. S.

WHEREAS, on the 17th day of January, 1917, the City Council of the City of Modesto passed and adopted its resolution of Intention No. 65 ordering the improvement of certain streets and other public ways within the City of Modesto as in said resolution specified, and in and by which resolution of intention the said City Council declared and determined that serial bonds should be issued to represent the expense of the work and improvement therein proposed, which said resolution of intention so passed and adopted and now on file in the office of the City Clerk of the City of Modesto is hereby referred to and made a part hereof for all purposes; and

WHEREAS, after the passage and adoption of said resolution of intention, proceedings as required by law were duly and regularly had whereby a contract for the doing of work in said resolution specified was awarded and entered into by the Superintendent of Streets of the City of Modesto, on behalf of said City, and the work therein ordered was performed in accordance with the conditions of said contract and said resolution of intention, and a warrant issued to the contractor therefor, and no appeal taken from any decision of the City Council in connection therewith, and after the full expiration of 30 days from the date of the warrant, and after the Street Superintendent recorded the return, and after the Street Superintendent made and filed with the Clerk of the City Council a complete list of all assessments unpaid upon any assessment or diagram number in connection therewith, all of which the City Council find, determine and declare to be the facts, the said City Clerk did then give notice of the filing of said list and of the time therein fixed by said Clerk when interested persons might appear before the City Council and show cause why bonds should not be issued upon the security of the unpaid assessments shown on said list, which time was that of some regular meeting of the City Council; and

WHEREAS, at the time and place so fixed by said Clerk in said notice in accordance with section 5 of the "Improvement Bond Act of 1915", to-wit: the 8th day of August, 1917, at the hour of 7:30 o'clock P. S. and at the Council Chamber of the City Council of the City of Modesto, at the City Hall, No. 717 Tenth Street, in said City, the said Council did meet to hear any objection presented and to pass upon the same, and there being no objection presented, the said Council did thereupon pass upon the said assessment list, and by an order entered upon its minutes determine the assessments which were unpaid and the aggregate amount of the same; and,

WHEREAS, the aggregate amount of said assessments remaining unpaid is the sum of \$ 120⁰⁰.

NOW, THEREFORE, it is hereby ordered and resolved by said City Council that serial bonds as provided by the act of the legislature of the State of California known and designated as the "Improvement Bond Act of 1915" issue in the sum of \$ 120⁰⁰ in the aggregate; that said bonds be issued in series, that an even annual proportion of the aggregate principal sum thereof shall be payable on the 2nd day of July every year succeeding the first nine months after their date, until the whole is paid, and said bonds shall bear interest at the rate of 7% per annum on all sums unpaid until the whole of said principal and interest are paid, which interest shall be payable semi-annually by coupon on the 2nd days of January and July respectively of each year, provided that the first payment of interest shall not come due until six months before the maturity of the first series of bonds.

It is further ordered that the said bonds shall be ten in number, shall each and all be dated the 12th day of June 1917, shall each and all be for the principal sum or denomination of \$ 12⁰⁰, and shall be numbered and payable as follows:

- No. 1 July 2nd, 1918.
- No. 2 July 2nd, 1919.

- No. 3 July 2nd, 1920
- No. 4 July 2nd, 1921
- No. 5 July 2nd, 1922
- No. 6 July 2nd, 1923
- No. 7 July 2nd, 1924
- No. 8 July 2nd, 1925
- No. 9 July 2nd, 1926
- No. 10 July 2nd, 1927

and that interest thereon shall be payable semi-annually on the 2nd days of January and July of each year, except that the first payment of interest shall not become due until the 2nd day of January, 1918. The amount of semi-annual interest upon each of said bonds is hereby fixed and determined as follows, to-wit: \$ 42, except that the interest coupon payable on the 2nd day of January, 1918, shall be for the sum of \$ 46.

It is further ordered that said bond s shall be in substantially the following form:

IMPROVEMENT BOND.

City of Modesto, Stanislaus County, California.

\$ _____ No. _____

Under and by virtue of the act of the legislature of the State of California entitled: "Improvement Bond Act of 1915", the City of Modesto, (a municipal corporation) will on the _____ day of _____, 19____, out of the redemption fund for the payment of the bonds issued upon the assessments made for the work upon and improvements on _____ in or owned by said municipality, more fully described in the certain resolution of intention passed by the City Council of said municipality on the _____ day of _____, 19____ pay to the bearer the sum of _____ Dollars, (\$ _____), with interest at the rate of 7% per annum, all as in hereinafter specified, and at the office of the treasurer of said municipality.

This bond is one of several annual series of bonds of like date, tenor and effect, but differing in maturities, issued by said municipality under said act for the purpose of providing means for paying for the work and improvements described in said resolution of intention and is secured by the moneys in said redemption fund and by the unpaid assessments made for the payment of said work. It is payable exclusively out of said fund and neither the municipality nor any officer thereof is to be holden for payment otherwise of its principal or interest.

The interest is payable semi-annually, to-wit: on the 2nd days of January and July in each year hereafter; upon presentation of the proper coupon therefor; provided, that the first of said coupons is for the interest from date to the next second day of January and thereafter the said interest coupons are for the semi-annual interest.

This bond will continue to bear interest after maturity at the rate above stated, provided it is presented at maturity and payment thereof is refused upon the sole ground that there is not sufficient moneys in said redemption fund with which to pay the same. If not presented at maturity, interest thereon will run until maturity.

This bond may be redeemed and paid in advance of maturity upon the second day of July of any year by giving the notice by publication provided in said act.

IN WITNESS WHEREOF, said City of Modesto has caused this bond to be signed by the Treasurer of said City and by its Clerk and has caused its Clerk to affix thereto its corporate seal, all on the _____ day of _____, 19____.

Treasurer.

Clerk

(SEAL)

It is further ordered that to each of said bonds shall be attached the necessary interest coupons signed by the treasurer, which said interest coupons shall be in the following form, to-wit:

INTEREST COUPON

No. _____

\$ _____

The City of Modesto, a municipal corporation, will on the second day of _____, 19____, out of the redemption fund for the payment of the improvement bond to which this coupon is attached pay to the bearer the sum of \$ _____ at the office of the treasurer of said City of Modesto as in said bond specified.

Treasurer.

It is further ordered that the treasurer and the clerk of the City of Modesto be and there are hereby authorized to sign said bonds, and the clerk be and he is hereby authorized to affix the corporate seal of the City of Modesto thereto, and the said Treasurer be and he is hereby authorized to sign the interest coupons attached to said bonds, and may, upon said coupons, use an engraved or lithographed signature in place of a signature by hand. It is further ordered that bids be advertised for, as the law provides, for the sale of said bonds, said bids to be opened and the sale of said bonds made on Wednesday, the 24th day of October, 1917, at 7:30 o'clock P.M.

It is further ordered that this order and resolution of said City Council be entered upon its minutes.

RESOLUTION NO. 580 N.S.

WHEREAS, on the 17th day of January, 1917, the City Council of the City of Modesto passed and adopted its resolution of Intention No. 67 ordering the improvement of certain streets and other public ways within the City of Modesto as in said resolution specified, and in and by which resolution of intention the said City Council declared and determined that serial bonds should be issued to represent the expense of the work and improvement therein proposed, which said resolution of intention so passed and adopted and now on file in the office of the City Clerk of the City of Modesto is hereby referred to and made a part hereof for all purposes; and,

WHEREAS, after the passage and adoption of said resolution of intention, proceedings as required by law were duly and regularly had whereby a contract for the doing of work in said resolution specified was awarded and entered into by the Superintendent of Streets of the City of Modesto, on behalf of said City, and the work therein ordered was performed in accordance with the conditions of said contract and said resolution of intention, and a warrant issued to the contractor therefor, and no appeal taken from any decision of the City Council in connection therewith, and after the full expiration of 30 days from the date of the warrant, and after the Street Superintendent recorded the return, and after the Street Superintendent made and filed with the Clerk of the City Council a complete list of all assessments unpaid upon any assessment or diagram number in connection therewith all of which the City Council find, determine and declare to be the facts, the said City Clerk did then give notice of the filing of said list and of the time therein fixed by said Clerk when interested persons might appear before the City Council and show cause why bonds should not be issued upon the security of the unpaid assessments shown on said list, which time was that of some regular meeting of the City Council; and

WHEREAS, at the time and place so fixed by said Clerk in said notice in accordance with section 5 of the "Improvement Bond Act of 1915", to-wit: the 8th day of August, 1917, at the hour of 7:30 o'clock P.M. and at the Council Chamber of the City Council of the City of Modesto, at the City Hall, No. 717 Tenth Street, in said City, the said Council did meet to hear

any objection presented and to pass upon the same, and there being no objection presented, the said Council did thereupon pass upon the said assessment list, and by an order entered upon its minutes determine the assessments which were unpaid and the aggregate amount of the same; and,

WHEREAS, the aggregate amount of said assessments remaining unpaid is the sum of \$ 1084 ³⁷/₁₀₀

NOW, THEREFORE, it is hereby ordered and resolved by said City Council that serial bonds as provided by the act of the legislature of the State of California known and designated as the "Improvement Bond Act of 1915" issue in the sum of \$ 1084 ³⁷/₁₀₀ in the aggregate; that said bonds be issued in series, that an even annual proportion of the aggregate principal sum thereof shall be payable on the 2nd day of July every year succeeding the first nine months after their date, until the whole is paid, and said bonds shall bear interest at the rate of 7% per annum on all sums unpaid until the whole of said principal and interest are paid, which interest shall be payable semi-annually by coupon on the 2nd day of January and July respectively of each year, provided that the first payment of interest shall not come due until six months before the maturity of the first series of bonds.

It is further ordered that the said bonds shall be ten in number, shall each and all be dated the 13th day of June 1917, shall each and all be for the principal sum or denomination of \$ 108 ⁴³/₁₀₀, and shall be numbered and payable as follows:

- No. 1 July 2nd, 1918
- No. 2 July 2nd, 1919
- No. 3 July 2nd, 1920
- No. 4 July 2nd, 1921
- No. 5 July 2nd, 1922
- No. 6 July 2nd, 1923
- No. 7 July 2nd, 1924
- No. 8 July 2nd, 1925
- No. 9 July 2nd, 1926
- No. 10 July 2nd, 1927.

and that interest thereon shall be payable semi-annually on the 2nd days of January and July of each year, except that the first payment of interest shall not become due until the 2nd day of January, 1918. The amount of semi-annual interest upon each of said bonds is hereby fixed and determined as follows, to-wit: \$ 2 ⁷⁷/₁₀₀, except that the interest coupon payable on the 2nd day of January, 1918, shall be for the sum of \$ 4 ¹⁵/₁₀₀.

It is further ordered that said bonds shall be in substantially the following form:
IMPROVEMENT BOND.

City of Modesto, Stanislaus County, California.

No. _____

Under and by virtue of the act of the legislature of the State of California entitled: "Improvement Bond Act of 1915", the City of Modesto, (a municipal corporation) will on the _____ day of _____, 19____, out of the redemption fund for the payment of the bonds issued upon the assessments made for the work upon and improvements on _____ in or owned by said municipality, more fully described in the certain resolution of intention passed by the City Council of said municipality on the _____ day of _____, 19____ pay to the bearer the sum of _____ Dollars, (\$ _____), with interest at the rate of 7% per annum, all as is hereinafter specified, and at the office of the treasurer of said municipality.

This bond is one of several annual series of bonds of like date, tenor and effect, but differing in maturities issued by said municipality under said act for the purpose of providing means for paying for the work and improvements described in said resolution of intention

and is secured by the moneys in said redemption fund and by the unpaid assessments made for the payment of said work. It is payable exclusively out of said fund and neither the municipality nor any officer thereof is to be holden for payment otherwise of its principal or interest.

The interest is payable semi-annually, to-wit: on the 2nd days of January and July in each year hereafter; upon presentation of the proper coupon therefor; provided, that the first of said coupons is for the interest from date to the next second day of January and thereafter the said interest coupons are for the semi-annual interest.

This bond will continue to bear interest after maturity at the rate above stated, provided it is presented at maturity and payment thereof is refused upon the sole ground that there is not sufficient moneys in said redemption fund with which to pay the same. If not presented at maturity, interest thereon will run until maturity.

This bond may be redeemed and paid in advance of maturity upon the second day of July of any year by giving the notice by publication provided in said act.

IN WITNESS WHEREOF, said City of Modesto has caused this bond to be signed by the Treasurer of said City and by its Clerk and has caused its Clerk to affix thereto its corporate seal, all on the 24th day of October, 1917.

(SEAL)

Treasurer.

Clerk.

It is further ordered that to each of said bonds shall be attached the necessary interest coupons signed by the treasurer, which said interest coupons shall be in the following form, to-wit:

INTEREST COUPON

No. _____

\$ _____

The City of Modesto, a municipal corporation, will on the second day of _____, 19____, out of the redemption fund for the payment of the improvement bond to which this coupon is attached pay to the bearer the sum of \$_____ at the office of the treasurer of said City of Modesto as in said bond specified.

Treasurer.

It is further ordered that the treasurer and the clerk of the City of Modesto be and they are hereby authorized to sign said bonds, and the clerk be and he is hereby authorized to affix the corporate seal of the City of Modesto thereto, and the said Treasurer be and he is hereby authorized to sign the interest coupons attached to said bonds, and may, upon said coupons, use an engraved or lithographed signature in place of a signature by hand. It is further ordered that bids be advertised for, as the law provides, for the sale of said bonds, said bids to be opened and the sale of said bonds made on Wednesday, the _____ day of _____, 19____, at 7:30 o'clock P.M.

It is further ordered that this order and resolution of said City Council be entered upon its minutes.

RESOLUTION NO. 381 N. S.

WHEREAS, on the 24th day of January, 1917, the City Council of the City of Modesto passed and adopted its resolution of intention No. 68 ordering the improvement of certain streets and other public ways within the City of Modesto as in said resolution specified, and in and by which resolution of intention the said City Council declared and determined that serial bonds should be issued to represent the expense of the work and improvement therein proposed, which said resolution of intention so passed and adopted and now on file in the office of the City Clerk of the City of Modesto is hereby referred to and made a part hereof for all purposes; and,

WHEREAS, after the passage and adoption of said resolution of intention, proceedings as required by law were duly and regularly had whereby a contract for the doing of work in said resolution specified was awarded and entered into by the Superintendent of Streets of the City of Modesto, on behalf of said City, and the work therein ordered was performed in accordance with the conditions of said contract and said resolution of intention and a warrant issued to the contractor therefor, and no appeal taken from any decision of the City Council in connection therewith, and after the full expiration of 30 days from the date of the warrant, and after the Street Superintendent recorded the return, and after the Street Superintendent made and filed with the Clerk of the City Council a complete list of all assessments unpaid upon any assessment or diagram number in connection therewith, all of which the City Council find, determine and declare to be the facts, the said City Clerk did then give notice of the filing of said list and of the time therein fixed by said Clerk when interested persons might appear before the City Council and show cause why bonds should not be issued upon the security of the unpaid assessments shown on said list, which time was that of some regular meeting of the City Council; and

WHEREAS, at the time and place so fixed by said Clerk in said notice in accordance with section 5 of the "Improvement Bond Act of 1915", to-wit: the 8th day of August, 1917, at the hour of 7:30 o'clock P. M. and at the Council Chamber of the City Council of the City of Modesto, at the City Hall, No. 717 Tenth Street, in said City, the said Council did meet to hear any objection presented and to pass upon the same, and there being no objection presented, the said Council did thereupon pass upon the said assessment list, and by an order entered upon its minutes determine the assessments which were unpaid and the aggregate amount of the same; and,

WHEREAS, the aggregate amount of said assessments remaining unpaid is the sum of \$ 1339 ⁸⁰/₁₀₀

NOW, THEREFORE, it is hereby ordered and resolved by said City Council that serial bonds as provided by the act of the legislature of the State of California known and designated as the "Improvement Bond Act of 1915" issue in the sum of \$ 1339 ⁸⁰/₁₀₀ in the aggregate; that said bonds be issued in series, that an even annual proportion of the aggregate principal sum thereof shall be payable on the 2nd day of July every year succeeding the first nine months after their date, until the whole is paid, and said bonds shall bear interest at the rate of 7% per annum on all sums unpaid until the whole of said principal and interest are paid, which interest shall be payable semi-annually by coupon on the 2nd days of January and July respectively of each year, provided that the first payment of interest shall not come due until six months before the maturity of the first series of bonds.

It is further ordered that the said bonds shall be ten in number, shall each and all be dated the 13th day of June 1917, shall each and all be for the principal sum or denomination of \$ 133 ⁸⁰/₁₀₀, and shall be numbered and payable as follows:

- No. 1 July 2nd, 1918.
- No. 2 July 2nd, 1919.
- No. 3 July 2nd, 1920
- No. 4 July 2nd, 1921

No. 5 July 2nd, 1922.
 No. 6 July 2nd, 1923.
 No. 7 July 2nd, 1924 .
 No. 8 July 2nd, 1925
 No. 9 July 2nd, 1926
 No. 10 July 2nd, 1927

and that interest thereon shall be payable semi-annually on the 2nd days of January and July of each year, except that the first payment of interest shall not become due until the 2nd day of January, 1918. The amount of semi-annual interest upon each of said bonds is hereby fixed and determined as follows, to-wit: \$ 4.68, except that the interest coupon payable on the 2nd day of January, 1918, shall be for the sum of \$ 1.12.

It is further ordered that said bonds shall be in substantially the following form:

IMPROVEMENT BOND.

City of Modesto, Stanislaus County, California.

\$ _____ No. _____

Under and by virtue of the act of the legislature of the State of California entitled: "Improvement Bond Act of 1915", the City of Modesto, (a municipal corporation) will on the _____ day of _____, 19____, out of the redemption fund for the payment of the bonds issued upon the assessments made for the work upon and improvements on _____ in or owned by said municipality, more fully described in the certain resolution of intention passed by the City Council of said municipality on the _____ day of _____, 19____ pay to the bearer the sum of _____ Dollars, (\$ _____) with interest at the rate of 7% per annum, all as is hereinafter specified, and at the office of the treasurer of said municipality.

This bond is one of several annual series of bonds of like date, tenor and effect, but differing in maturities, issued by said municipality under said act for the purpose of providing means for paying for the work and improvements described in said resolution of intention and is secured by the moneys in said redemption fund and by the unpaid assessments made for the payment of said work. It is payable exclusively out of said fund and neither the municipality nor any officer thereof is to be holden for payment otherwise of its principal or interest.

The interest is payable semi-annually, to-wit: on the 2nd days of January and July in each year hereafter; upon presentation of the proper coupon therefor; provided, that the first of said coupons is for the interest from date to the next second day of January and thereafter the said interest coupons are for the semi-annual interest.

This bond will continue to bear interest after maturity at the rate above stated, provided it is presented at maturity and payment thereof is refused upon the sole ground that there is not sufficient moneys in said redemption fund with which to pay the same. If not presented at maturity, interest thereon will run until maturity.

This bond may be redeemed and paid in advance of maturity upon the second day of July of any year by giving the notice by publication provided in said act.

IN WITNESS WHEREOF, said City of Modesto has caused this bond to be signed by the Treasurer of said City and by its Clerk and has caused its Clerk to affix thereto its corporate seal, all on the 24th day of October, 1927.

 Treasurer.

(SEAL)

 Clerk.

It is further ordered that to each of said bonds shall be attached the necessary interest coupons signed by the treasurer, which said interest coupons shall be in the following form, to-wit:

INTEREST COUPON.

No. _____ \$ _____

The City of Modesto, a municipal corporation, will on the second day of _____, 19____, out of the redemption fund for the payment of the improvement bond to which this coupon is attached pay to the bearer the sum of \$ _____ at the office of the treasurer of said City of Modesto as in said bond specified.

Treasurer.

It is further ordered that the treasurer and the clerk of the City of Modesto be and they are hereby authorized to sign said bonds, and the clerk be and he is hereby authorized to affix the corporate seal of the City of Modesto thereto, and the said Treasurer be and he is hereby authorized to sign the interest coupons attached to said bonds, and may, upon said coupons use an engraved or lithographed signature in place of a signature by hand.

It is further ordered that bids be advertised for, as the law provides, for the sale of said bonds, said bids to be opened and the sale of said bonds made on Wednesday, the 24th day of October, 1917, at 7:30 o'clock P. M.

It is further ordered that this order and resolution of said City Council be entered upon its minutes.

RESOLUTION NO. 382 N. S.

WHEREAS, on the 24th day of January, 1917, the City Council of the City of Modesto passed and adopted its resolution of Intention No. 69 ordering the improvement of certain streets and other public ways within the City of Modesto as in said resolution specified, and in and by which resolution of intention the said City Council declared and determined that serial bonds should be issued to represent the expense of the work and improvement therein proposed, which said resolution of intention so passed and adopted and now on file in the office of the City Clerk of the City of Modesto is hereby referred to and made a part hereof for all purposes; and,

WHEREAS, after the passage and adoption of said resolution of intention, proceedings as required by law were duly and regularly had whereby a contract for the doing of work in said resolution specified was awarded and entered into by the Superintendent of Streets of the City of Modesto, on behalf of said City, and the work therein ordered was performed in accordance with the conditions of said contract and said resolution of intention, and a warrant issued to the contractor therefor, and no appeal taken from any decision of the City Council in connection therewith, and after the full expiration of 30 days from the date of the warrant, and after the Street Superintendent recorded the return, and after the Street Superintendent made and filed with the Clerk of the City Council a complete list of all assessments unpaid upon any assessment or diagram number in connection therewith, all of which the City Council find, determine and declare to be the facts, the said City Clerk did then give notice of the filing of said list and of the time therein fixed by said Clerk when interested persons might appear before the City Council and show cause why bonds should not be issued upon the security of the unpaid assessments shown on said list, which time was that of some regular meeting of the City Council; and

WHEREAS, at the time and place so fixed by said Clerk in said notice in accordance with section 5 of the "Improvement Bond Act of 1915", to-wit: the 8th day of August, 1917, at the hour of 7:30 o'clock P. M. and at the Council Chamber of the City Council of the City of

Modesto, at the City Hall, No. 717 Tenth Street in said City, the said Council did meet to hear any objection presented and to pass upon the same, and there being no objection presented, the said Council did thereupon pass upon the said assessment list, and by an order entered upon its minutes determine the assessments which were unpaid and the aggregate amount of the same; and,

WHEREAS, the aggregate amount of said assessments remaining unpaid is the sum of \$ 933 ⁹²/₁₀₀

NOW, THEREFORE, it is hereby ordered and resolved by said City Council that serial bonds as provided by the act of the legislature of the State of California known and designated as the "Improvement Bond Act of 1915" issued in the sum of \$ 933 ⁹²/₁₀₀ in the aggregate; that said bonds be issued in series, that an even annual proportion of the aggregate principal sum thereof shall be payable on the 2nd day of July every year succeeding the first nine months after their date, until the whole is paid, and said bonds shall bear interest at the rate of 7% per annum on all sums unpaid until the whole of said principal and interest are paid, which interest shall be payable semi-annually by coupon on the 2nd days of January and July respectively of each year, provided that the first payment of interest shall not come due until six months before the maturity of the first series of bonds.

It is further ordered that the said bonds shall be ten in number, shall each and all be dated the 13th day of June 1917, shall each and all be for the principal sum or denomination of \$ 93 ³²/₁₀₀, and shall be numbered and payable as follows:

- | | |
|--------|-----------------|
| No. 1 | July 2nd, 1918. |
| No. 2 | July 2nd, 1919 |
| No. 3 | July 2nd, 1920 |
| No. 4 | July 2nd, 1921 |
| No. 5 | July 2nd, 1922 |
| No. 6 | July 2nd, 1923 |
| No. 7 | July 2nd, 1924 |
| No. 8 | July 2nd, 1925 |
| No. 9 | July 2nd, 1926 |
| No. 10 | July 2nd, 1927 |

and that interest thereon shall be payable semi-annually on the 2nd days of January and July of each year, except that the first payment of interest shall not become due until the 2nd day of January, 1918. The amount of semi-annual interest upon each of said bonds is hereby fixed and determined as follows, to-wit: \$ 3 ²⁷/₁₀₀, except that the interest coupon payable on the 2nd day of January, 1918, shall be for the sum of \$ 3 ²⁷/₁₀₀.

It is further ordered that said bonds shall be in substantially the following form:

IMPROVEMENT BOND.

City of Modesto, Stanislaus County, California.

\$ _____ No. _____

Under and by virtue of the act of the legislature of the State of California entitled: "Improvement Bond Act of 1915", the City of Modesto, (a municipal corporation) will on the _____ day of _____, 19____, out of the redemption fund for the payment of the bonds issued upon the assessments made for the work upon and improvements on _____ in or owned by said municipality, more fully described in the certain resolution of intention passed by the City Council of said municipality on the _____ day of _____, 19____ pay to the bearer the sum of _____ Dollars, (\$ _____), with interest at the rate of 7% per annum, all as is hereinafter specified, and at the office of the treasurer of said municipality.

This bond is one of several annual series of bonds of like date, tenor and effect, but differing in maturities issued by said municipality under said act for the purpose of providing means for paying for the work and improvements described in said resolution of intention and is secured by the moneys in said redemption fund and by the unpaid assessments made for the payment of said work. It is payable exclusively out of said fund and neither the municipality nor any officer thereof is to be holden for payment otherwise of its principal or interest.

The interest is payable semi-annually, to-wit: on the 2nd days of January and July in each year hereafter; upon presentation of the proper coupon therefor; provided, that the first of said coupons is for the interest from date to the next second day of January and thereafter the said interest coupons are for the semi-annual interest.

This bond will continue to bear interest after maturity at the rate above stated, provided it is presented at maturity and payment thereof is refused upon the sole ground that there is not sufficient moneys in said redemption fund with which to pay the same. If not presented at maturity, interest thereon will run until maturity.

This bond may be redeemed and paid in advance of maturity upon the second day of July of any year by giving the notice by publication provided in said act.

IN WITNESS WHEREOF, said City of Modesto has caused this bond to be signed by the Treasurer of said City and by its Clerk and has caused its Clerk to affix thereto its corporate seal, all on the _____ day of _____, 19_____.

(SEAL)

Treasurer.

Clerk.

It is further ordered that to each of said bonds shall be attached the necessary interest coupons signed by the treasurer, which said interest coupons shall be in the following form, to-wit:

INTEREST COUPON

No. _____ \$ _____

The City of Modesto, a municipal corporation, will on the second day of _____, 19_____, out of the redemption fund for the payment of the improvement bond to which this coupon is attached pay to the bearer the sum of \$ _____ at the office of the treasurer of said City of Modesto as in said bond specified.

Treasurer.

It is further ordered that the treasurer and the Clerk of the City of Modesto be and they are hereby authorized to sign said bonds, and the clerk be and he is hereby authorized to affix the corporate seal of the City of Modesto thereto, and the said Treasurer be and he is hereby authorized to sign the interest coupons attached to said bonds, and may, upon said coupons, use an engraved or lithographed signature in place of a signature by hand.

It is further ordered that bids be advertised for, as the law provides, for the sale of said bonds, said bids to be opened and the sale of said bonds made on Wednesday, the 24th day of October, 1917, at 7:50 o'clock P.M.

It is further ordered that this order and resolution of said City Council be entered upon its minutes.

No further business appearing, the Council upon motion adjourned.

Attest: A. O. Thompson
Clerk.

Approved: D. Morrison
Mayor.

Council, City of Modesto,

Friday, August 17, 1917.

7:50 P.M.

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

The meeting was called by order of the Mayor for the purpose of appointing a Sanitary Inspector and fixing his salary as provided for under Ordinance No. 115 N. S., and for the consideration of any other matter that may come before the Council.

In the Matter of appointing Sanitary Inspector:

The applications heretofore filed for Sanitary Inspector being duly examined and considered, whereupon Councilman Swan moved that Frank E. Holtham be appointed Sanitary Inspector at a salary of \$100.00 per month, and that his duties begin at once. Motion was seconded by Councilman O'Connor, carried and so ordered.

In the Matter of Resurfacing Streets:

The matter of improvement of the accepted streets of the City of Modesto was presented to the Council by Councilman Cuneo and upon his recommendation, it was ordered that the Commissioner of Public Works proceed with the work of improving the intersection of 11th & "J" Streets by the laying of a Topeka Top and also with the repairing of all breaks and cracks in the improved accepted streets of the City of Modesto.

No farther business appearing, the Council upon motion adjourned.

Attest: H. O. Thompson
Clerk

Approved: D. Morris
Mayor.

.....

Council, City of Modesto,

Wednesday, August 22, 1917.

The Council met in regular meeting.

Present: Councilmen Cuneo, Swan and Mayor Morris.

Absent: Councilmen Moss and O'Conner.

In the matter of Minutes:

The minutes of the regular meeting of August 6th, 1917 and the minutes of the special meeting of August 17th, 1917 were read and the same ordered approved as read.

In the matter of Ordinance:

ORDINANCE NO. 116 N. S.

Entitled "AN ORDINANCE AMENDING SECTIONS 1 and 6 of ORDINANCE NO. 3 N. S., RELATING TO THE COMPENSATION OF CERTAIN OFFICIALS OF THE CITY OF MODESTO" was read, introduced, adopted and passed to print by the following vote:

Ayes: Councilmen Cuneo, Swan and Mayor Morris.

Noes: Councilmen None.

Absent: Councilmen Moss and O' Conner.

In the matter of the Annexation of Rose Addition to the City of Modesto:

RESOLUTION NO. 385 N. S.

A resolution providing for a Special Election to be held within the territory proposed to be annexed and submitting the question whether or not such new territory shall be annexed to the City of Modesto, fixing the date of said election as October 2nd, 1917, appointing the officers and setting forth the Notice of Election for Annexation of Territory was introduced by Council Cuneo and upon roll call was declared adopted.

In the Matter of the Application and License as Plumber of G. F. Donkin:

G. F. Donkin of Modesto having presented and filed in the office of the City Clerk of the City of Modesto his bond and application for license as plumber and the same being in accord with Ordinance No. 276, Councilman Swan moved that the application be granted that the bond accompanying same be approved. Motion was seconded, carried and so ordered.

In the Matter of Reports:

Fire Chief Wallace submitted his annual report for the year ending June 30th, 1917, also an inventory of all supplies on hand valued at \$12,106.00. The report was ordered laid on the table for further examination, at the next regular meeting.

In the Matter of Sale of Real Estate:

This being the time fixed pursuant to published Notice of Sale of Real Property when bids will be received for the sale of lots one(1), two(2), three (3) and four(4), and the southwesterly fifth (50) feet of lot five(5) to sixteen (16) inclusive, in Block 50 of the City of Modesto, and there being one bid on file the Council proceeded to open and examine said bid. And said bid being duly examined and considered, Councilman Swan moved that the bid of the Tidewater Southern Railway Company in the sum of \$3,314.70, which was the only bid on file, be accepted. The motion was seconded by Councilman Cuneo, passed and so ordered.

In the Matter of Canvassing the Results of a Special Municipal Election held the 21st, day of August, 1917.

The returns of the Special Municipal Election for the City of Modesto held on August 21st, 1917, 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 canvassed the results thereof duly declared in

RESOLUTION NO. 384 N. S.

which was introduced and adopted by the following vote:

Ayes: Councilmen Cuneo, Swan and Mayor Morris.

Noes: Councilmen None.

Absent: Councilmen Moss and O' Connor.

As a result of the canvass of the election, and the declaration of the returns the Council determined that Saturday October 20th, 1917 will be the last day that saloons will remain open.

In the Matter of Services of Election Officers:

Councilman Swan moved that the sum of \$5.00 be allowed as compensation to each election officer within the corporate limits of the City of Modesto for service rendered at the Special Municipal Election held on the 21st, day of August, 1917 and that a warrant be drawn in favor of the City Clerk for said purpose.

No further business appearing, the Council upon motion adjourned.

Attest: Ch. C. Thompson
City Clerk.

Approved: _____
Mayor.

.....

Council, City of Modesto,
Wednesday, Sept. 12th, 1917.

The Council met in regular meeting.

Present: Councilmen Cuneo, Moss, O'Connor, Swan and Mayor Morris.

In the Matter of Minutes:

The minutes of the last regular meeting of August 22nd, 1917, were read and the same ordered approved as read.

In the Matter of Ordinance:

ORDINANCE NO. 116 N.S.

Entitled "AN ORDINANCE AMENDING SECTIONS 1 and 6 OF ORDINANCE NO. 3 N. S., RELATING TO THE COMPENSATION OF CERTAIN OFFICIALS OF THE CITY OF MODESTO", and which was read, introduced, adopted and passed to print August 22nd, 1917, and having been published as required by law, Councilman O'Connor moved the final adoption of the ordinance. The motion was seconded by Councilman Moss, adopted, final, by the following vote:

Ayes: Councilmen Cuneo, Moss, O'Connor, Swan and Mayor Morris.

Noes: Councilmen None.

Absent: Councilmen None.

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 1917-1918, submitted and filed the same with the Council and the same being duly examined, whereupon

RESOLUTION NO. 365 N.S.

approving and adopting said Report was introduced and upon roll call was declared adopted.

In the Matter of Ordinance:

ORDINANCE NO. 117 N. S.

Entitled "AN ORDINANCE FIXING THE RATE OF TAXATION IN AND FOR THE CITY OF MODESTO, COUNTY OF STANISLAUS, STATE OF CALIFORNIA, FOR THE FISCAL YEAR 1917-1918", was read, and introduced by Councilman Moss who moved its adoption. The motion was seconded by Councilman O'Connor; adopted and the ordinance passed to print by the following vote:

Ayes: Councilmen Cuneo, Moss, O'Connor, Swan and Mayor Morris.

Noes: Councilmen None.

Absent: Councilmen None.

In the Matter of Donation:

Attorney J. M. Walthall was before the Council and in behalf of the Home Guard asked for a donation to aid in meeting a payment of \$450.00 for suits, caps and leggins.

The Council voted to donate the sum of \$200.00. The motion was made by Councilman O'Connor and seconded by Councilman Cuneo.

A committee from the Portugese Order U.P.E.C. was before the Council and asked for a donation to help defray the expenses of their convention which will be held in this city October 7th, to 14th incl., 1917. They expect to entertain 5,000 visitors. The Council voted to donate the sum of \$200.00. The motion was made by Councilman Moss and seconded by Councilman Swan.

In the Matter of Claims:

The following claims were duly audited and allowed by the Council and warrants ordered drawn on the following funds, to-wit:

GENERAL FUND.

Parks Garage	\$308.75
Davis, J.A.	25.00
Fellows, F.H.	10.00
Hughson, Mrs. L.	10.00
Bates, Mrs. H.A.	10.00
Pinckney, S.L.	10.00
Maritzsen, Mrs. D.	10.00
Cressey, A.L.	10.00
Fire Chief	25.00
Sunny Valley Land Co.	20.00
Home Realty Co.	25.00
Street Superintendent	25.00
Modesto Gas Co.	450.97
Sierra & S. P. Power Co.	264.71
Pacific Tel. & Tel. Co.	21.90
Revolving Fund	46.92
Andrews & Christ	51.00
Carlisle & Co.	47.77
Clark Furniture Co.	.75
Hanna Auto Supply Co.	2.34
Jockey Club Shoeing Shop	7.00
Wase, the Druggist	1.30
Blank, J.B.	5.50
Modesto French Laundry	8.15
Modesto Printing Co.	72.25
Modesto Sanitarium	75.00
Stone Bros.	15.25
Strelinger & Co.	22.68
Studebaker Garage	2.50
Union Oil Co.	22.54
Western Electric Co.	21.19
Anaya, F.H.	.75
Austin, M.	36.25
Bee line Litney Service	12.70
Downey, E. J.	7.40
Freitas, Geo. H.	3.00
Crayston, C.H.	625.51
Hawkins, Edward	5.55
Hanle-Stevens Co.	37.10
Johnson's Cyclery	26.00
Marshall Vulcanizing Works	2.25
Presall & Stebbins	5.00
McCormick, J.E.	12.00

GENERAL FUND CONT'D.

Modesto Evening News	\$6.50
Modesto Steam Laundry	2.19
Modesto Creamery	3.20
Ney, Harry T.	1.00
Moore, J.S.	14.75
Pasquale Co.	16.00
Polk & Co.	22.25
Robinson & Bennett	7.20
Tatum, C.W.	2.50
Tatum, R.A.	2.00
Wolfinger, F.W.	5.00
Johnson, F.	6.00
Peterson, A.	105.00
Grange Co.	14.28
Phillis, J.A.	225.00
Stanislaus Lumber Co.	10.57
Modesto Morning Herald	240.10
Modesto Auto Supply Co.	6.82
Reynolds, Roy	2.50
West, J.S.	54.70
Hogeboom Bros.	10.00
Jockey Club Shoeing Shop	2.50
O'Leary, P.J.	4.50
Steiger, C.M.	15.00
Modesto Carriage Works	8.25
Donley, C.E.	13.50
Union Oil Co.	58.80
Shell Co.	29.40
Severin, H.H.	22.50
Chanslor & Lyon Co.	19.50
Dickinson & Carlson	7.96
Western Construction Co.	50.00
Modesto Creamery	70.50
Central Calif. Paving Co.	111.70
Townson, J.T.	200.00
Western Well Works	1500.00
	<u>45977.50</u>

WATER FUND.

<i>Modesto Carriage Works</i>	<i>15</i>
Davis, W. E.	25.00
Modesto Gas Co.	1.00
Sierra & San Francisco Power Co.	1002.61
Pacific Telephone & Telephone Co.	4.15
Revolving Fund	42.75
Crane Company.	3.00
General Electric Co.	12.57
Golvin, G.E.	16.50
Nptune Meter Co.	245.00
Stone Bros.	2.50
Union Transfer	.75
T.S.Cast Iron Pipe Co.	62.46
Fire Chief	4.00
Crane Co.	17.54
Freitas, Geo. H.	.90
Mowrey	3.00
Polk & Co.	5.25
Shackelford Wilman Co.	2.25
Modesto Morning Herald	20.25
Donley, C.E.	5.10
Stockton Iron Works	129.27
Severin, H.H.	24.65
	<u>1632.50</u>

In the Matter of Reports:

The following reports were received and duly examined:
 The annual report and recommendations of the City Planning Commission.
 The annual report of the Fire Department by Fire Chief, Geo. E. Wallace.
 The annual report of City Electrician, W. I. Carpenter.
 The reports were read and ordered placed on file.

In the Matter of Market Master:

Upon order of the Council, Inspector Frank E. Maitland will succeed W. I. Carpenter as Market Master.

In the Matter of Appointing Delegates:

City Engineer Geo. H. Freitas was appointed a delegate to the 20th Annual

convention of the League of California Municipalities, which will be held in Santa Rosa, September 24th to 30th, 1917. Expenses attending said convention to be paid by the City.

In the Matter of Resignation of N. A. Hawkins as a member of the City Planning Commission:

Mr. D. W. Morris,
Mayor of Modesto.

Dear Sir: I hereby resign as a member of the Planning Commission of the City of Modesto, such resignation to take effect immediately.

I regret exceedingly that circumstances require me to so act; but, as you know, my time is all employed in other matters of great urgency.

I have considered it a great honor to be associated with you in an effort to make Modesto one of the beautiful cities of this valley and of the State. As a private individual you can always count on my hearty cooperation in all your efforts.

Sincerely yours,

N.A.Hawkins.

The resignation being considered, Councilman Swan moved that the same be accepted. The motion was seconded, carried and so ordered.

In the Matter of Resignation of Councilman Moss:

To the Mayor and City Council,
Modesto, California.

Gentlemen: Owing to the pressure of personal business which now takes all my time, I find it impossible to do justice to the office of City Councilman.

For that reason I tender my resignation as Commissioner of Finance and Revenue, the same to take effect at once.

Thanking you for the many courtesies extended, and for the help you have given me in my work, I am,

Respectfully yours,

L. T. Moss.

Following the reading of Councilman Moss' resignation the Council voted to accept the same. The Council expressed regrets at the loss of Mr. Moss as a member of the Council and expressed their appreciation of the efficient service he has rendered as Commissioner of Finance and Revenue.

In the Matter of Filling Vacancy Caused by the Resignation of Councilman L. T. Moss:

Councilman O'Connor moved that J.D. Turner be appointed a member of the City Council to fill the vacancy caused by the resignation of Councilman L.T. Moss. The motion was seconded by Councilman Swan, carried and so ordered.

In the Matter of Sale of Municipal Bonds:

The Council under

RESOLUTION NO. 366 N.S.

authorized the sale of \$50,000.00 water Bonds which were authorized by the Special Municipal Election held in this City of Modesto July 31st, 1917. The Resolution in full is as follows:

RESOLUTION NO. 386 N. S.

A resolution providing for the issuance, sale and redemption of bonds of the City of Modesto in accordance with the result of the special municipal election held in said City on the 31st day of August, 1917, and providing for the form and denomination thereof.

WHEREAS, at a special election held in the City of Modesto on the 31st day of July, 1917, pursuant to the laws of the State of California, and in accordance with Ordinance No. 115 N.S. and other ordinances of the City of Modesto relative to elections therein, the said City of Modesto has been authorized to incur an indebtedness of \$5,000.00 for the purpose of the improvement, construction and extension and completion of a municipal water works and water system of the City of Modesto, according to the plans and estimates thereof on file in the office of the City Clerk of said City; and

WHEREAS, said City Council has heretofore canvassed the result of said election and found and declared that the proposition of issuing bonds in said amount for said purpose received more than two thirds of the votes cast at said election, and that bonds for said purpose were thereby authorized to be issued,

NOW, THEREFORE, be it resolved by the said City Council of the City of Modesto

1. That said City of Modesto shall incur an indebtedness of \$5,000.00 for the purpose of the improvement, construction and extension and completion of the municipal water works and water system of the City of Modesto, according to the plans and estimates thereof on file in the office of the City Clerk of said City, and that the bonds of the said City evidencing such indebtedness shall be issued in the said amount and of the number, denomination and character hereinafter specified.

2. There shall be issued ten bonds, each bond to be of the denomination of \$500.00. Said bonds shall bear interest from the date of their issuance at the rate of 5% per annum, payable semi-annually on the 2nd days of January and July in each year thereafter, at the office of the Treasurer of the City of Modesto, City of Modesto in the County of Stanislaus, State of California. Said bonds shall be numbered consecutively from 1 to 10 inclusive.

3. All of said bonds shall be payable at the office of the City Treasurer in the City of Modesto in the said County of Stanislaus, State of California, and one of said bonds shall be payable, together with the interest thereon, at such date unpaid, on the 2nd day of January, 1919, and one of said bonds, together with the interest thereon as aforesaid, shall be payable on the 2nd day of January, 1920, and thereafter one of said bonds, together with the interest thereon payable at such date, shall be payable on the 2nd day of January of each and every year thereafter at the place aforesaid, until all of said bonds shall have been paid.

4. The said bonds or any portion of them may be sold by the Council of the City of Modesto at not less than par value at either public or private sale after giving of notice thereof by the clerk of the City of Modesto for at least 10 days prior to the date of such sale and said notice shall call for unconditional bids for such bonds to be delivered to the Clerk of the City of Modesto and such notice shall further provide that all bids shall be accompanied by a deposit in Gold Coin or by a check payable to the Mayor of said City of Modesto, certified to by a responsible bank, in a sum equal to at least ten per cent of the entire amount bid for such bonds, which deposit shall be conditioned that if such bid is accepted ~~in~~ the balance of such amount so bid shall be paid upon delivery

of such bonds, otherwise said sum so deposited to be forfeited to the said City of Modesto.

5. The proceeds of the sale of said bonds shall be placed in the Treasury of the said City of Modesto, and the amount received therefrom shall be apportioned to the fund and for the purpose authorized by said special election.

6. The said bonds shall be executed by the Mayor of said City of Modesto, and also by the Treasurer of said City and shall be countersigned by the clerk thereof, and each of said bonds shall have attached thereto interest coupons equal in number to at least twice the number of years the said bond has to run before it is due.

The coupons shall be numbered consecutively and signed by the Treasurer of said City. The said bonds and coupons shall be in the form substantially as hereinafter set forth. Each of the interest coupons except those payable January 2nd, 1918, shall represent six months interest and shall be payable to bearer, and the interest coupons payable January 2nd, 1918, shall represent interest from the date of said bonds until the 2nd day of January, 1918.

7. The form and language of all of said bonds shall be substantially as follows:

UNITED STATES OF AMERICA.

State of California.

\$500.00

No. _____

MUNICIPAL IMPROVEMENT BOND OF THE CITY OF MODESTO.

On the 2nd day of January, 19__ , the City of Modesto, a municipal corporation incorporated under the laws of the State of California, for value received, hereby promises to pay to the bearer at the office of the Treasurer of the Said City of Modesto in the County of Stanislaus, State of California, the sum of Five Hundred Dollars (\$500.00) in Gold Coin of the United States of America with interest thereon in like Gold Coin from the date hereof at the rate of 5% per annu., payable semi-annually at the office of the City Treasurer of said City of Modesto on the 2nd days of January and July of each year, upon the presentation and surrender of the proper interest bearing coupons hereto attached. This bond is one of a series of like date, tenor and effect issued by the said City of Modesto for the purpose of paying the cost of the improvement, construction and extension and completion of a municipal water works and water system of the City of Modesto, according to the plans and estimates thereof on file in the office of the City Clerk of said City, and is issued under and in pursuance of, and in conformity with, an act of the Legislature of the State of California, entitled "An Act authorizing the incurring of indebtedness by cities, towns, and municipal corporations for municipal improvements and regulating the acquisition, construction and completion thereof," which became a law under the constitutional provision without the Governor's approval February 25th, 1901, and of the acts supplemental and amendatory thereto; and it is hereby certified, asserted and declared that this bond is issued after full compliance with, and in conformity with, the constitution and laws of the State of California, and the ordinances of the said City of Modesto, and in pursuance of and in conformity with a vote of more than two thirds of all the qualified electors of the said City of Modesto voting at a special election duly and regularly called and held in said City, as provided in said act and the acts amendatory thereto, and the ordinances of the said City of Modesto on the 31st day of July, 1917; notice thereof having been duly and regularly given and published in the manner and for the period required by law, and after the result of said election had been canvassed and declared in the manner required by law.

It is further certified and declared that all the provisions and requirements of the constitution and the laws of the State of California, and of the ordinances of the City of Modesto, and of the Charter of said City applicable thereto, have been duly and regularly and fully complied with by the proper officers of said City in the issuance of this bond; that all the acts and conditions and things required by law to be done precedent to and in the issuance thereof have been done and have been performed in regular and due form and in strict compliance with the provisions of the law authorizing said bonds, and that the total indebtedness of the said City of Modesto, including the indebtedness evidenced by this issue of bonds, does not exceed the limit prescribed by the constitution and the laws of the State of California.

This bond ceases to bear interest unless presented at maturity.

IN WITNESS WHEREOF, the said City of Modesto has caused this bond to be signed by the Mayor thereof (who is the chief executive of said City) and by the treasurer of said City and to be countersigned by its City Clerk, and has caused its City Clerk to affix thereto the corporate seal of the said City of Modesto, and has caused all the coupons attached thereto to be signed by its Treasurer and said Treasurer has caused his said signature to be lithographed upon all of said coupons and hereby adopts said lithographic signature as his own.

Dated, Modesto, California, the first day of October, 1917.

Mayor and Chief Executive of the City
of Modesto.

Treasurer of the City of Modesto.

City Clerk of the City of Modesto.

The interest coupons attached to said bonds shall be in substantially the following form and language.

INTEREST COUPON.

City of Modesto.

No. _____

On the second day of _____, on surrender of this coupon, the City of Modesto will pay to the bearer hereof, at the office of the Treasurer of the City of Modesto, in the City of Modesto, County of Stanislaus, State of California, the sum of _____ dollars in Gold Coin of the United States of America, for the semi-annual interest due on that date upon its above numbered municipal bond.

Dated the _____ day of _____, 19____.

Treasurer of the City of Modesto.

8. The Mayor, Treasurer, and City Clerk of said City of Modesto are hereby authorized and directed to sign and execute all of said bonds as of the date of October 1, 1917, and the said Treasurer to sign all said interest coupons in substantially the form hereinbefore provided by this Ordinance and to adopt for such purpose a lithographic signature, and the acts for each of them in so doing shall be construed to be both for his official self, and for the said City of Modesto, and the Mayor of said City is hereby appointed a committee to supervise the printing and execution of said bonds and coupons.

9. There shall be levied and collected annually each year, until said bonds are paid or until there shall be a sum in the treasury of the City of Modesto, set apart

for that purpose, sufficient to meet all sums coming due for principal and interest on such bonds, a tax sufficient to pay the annual interest on such bonds and also such part of the principal thereof as shall become due before the time for fixing the next general tax levy.

The taxes herein required to be levied and collected shall be in addition to all other taxes levied for municipal purposes and shall be levied and collected at the time and in the manner as all other taxes, and shall be used for no other purpose than the paying of said bonds and accruing interest.

This resolution shall take effect and be in force from and after its adoption by the City Council.

The foregoing resolution was introduced by Councilman O'Connor, who moved its adoption, which motion being seconded by Councilman Cuneo, was carried by the following vote:

Ayes: Councilmen Cuneo, O'Connor, Swan and Mayor Morris.

Noes: Councilmen None.

Absent: Councilmen None.

No further business appearing, the Council upon motion adjourned.

Attest: W. O. Thompson
City Clerk.

Approved: _____
Mayor.

.....

Council, City of Modesto,
Wednesday, Sept. 26th, 1917.

The Council met in regular meeting.
Present: Councilman Cuneo, O'conner, Swan and Mayor Morris.
Absent: Councilman Turner.

In the matter of Minutes:

The Minutes of the last regular meeting of September 12th, 1917 were read and the same ordered approved as read.

In the Matter agreement to Settle the Porterfield Judgment against the City of Modesto:

Attorney J. W. Hawkins, representing Mrs. Estelle Porterfield and her minor child was before the Council and stated that he had received a letter from Mrs. Porterfield in which she had stated that she needed money to care for her child and Mr. Hawkins asked that some money be paid on the Judgment at this time. The judgment at this time amounting to \$9551.00. The Matter was discussed by the Council with Mr. Hawkins for a more favorable compromise, and the following resolution as drawn up by the City Attorney and Attorney Hawkins was presented and read and Councilman Swan moved its adoption, which was adopted by

roll call as hereinafter appears.

RESOLUTION NO. 387-N. S.

WHEREAS, on February 3rd, 1914, Estella Porterfield and Agnes Porterfield, by her guardian ad litem, Estella Porterfield, recovered a judgment against the City of Modesto, in the Superior Court of Stanislaus County, California, for the sum of \$7500 and costs and interest, which judgment was thereafter affirmed by the District Court of Appeals of the State of California, Third Appellate District, and is now a final judgment against the City of Modesto; and,

WHEREAS, there is now, at this date, actually due and unpaid on said judgment the sum of \$9831.00, and,

WHEREAS, the said plaintiffs, by their attorney, have agreed to settle said judgment for the sum of nine thousand (\$9000.00) dollars, payable three thousand (\$3000.00) dollars in cash; three thousand (\$3000.00) dollars in one year, and three thousand (\$3000.00) dollars in two years, all without interest;

NOW, THEREFORE BE IT RESOLVED, by the Council of the City of Modesto, that said offer for the settlement of said judgment be accepted; that there be paid to plaintiffs on account of said judgment, in cash, upon the adoption of this resolution, the sum of three thousand (\$3000.00) dollars; and that a further sum of three thousand (\$3000.00) dollars be paid to said plaintiffs on account of said judgment on October 1st, 1918; and the final sum of three thousand (\$3000.00) dollars on October 1st, 1919; and in case the City of Modesto makes default in the payment of any of payments, that the balance due on such judgment shall bear interest at the rate of 7% per annum from September 26th, 1917; and that the auditor draw his warrant on the treasurer of said City, properly counter signed by the proper officers of the City, in favor of J. W. Hawkins, Attorney for said plaintiffs, in accordance with this resolution.

BE IT FURTHER RESOLVED, that this resolution shall only become operative upon the filing by said attorney with the City Clerk of a Stipulation agreeing in writing to the terms of settlement hereinabove specified.

Adopted by the Council of the City of Modesto. Date September 26th, 1917, by the following vote:

Ayes: Councilmen Cuneo, O'connor, Swan and Mayor Morris.

Noes: Councilmen None.

Absent: Councilman Turner.

Attest:

W. C. Thompson,
City Clerk.

D. W. Morris,
Mayor.

In the Matter of Licensing Jitney's:

Arthur Rinehart was before the Council and as Spokesman for the local Jitney Drivers wished to ascertain if they could obtain a parking station in the center of the street in front of their places of business if they paid a license. City Attorney Carlson will confer with the Jitney Drivers in preparing such an Ordinance, which will later be submitted to the Council.

In the Matter of Ordinance:

ORDINANCE NO. 117-N. S.

Entitled "AN ORDINANCE FIXING THE RATE OF TAXATION IN AND FOR THE CITY OF MODESTO", County of Stanislaus, State of California, for the Fiscal year 1917-1918, and which was read, introduced, adopted and passed to print September 12th, 1917 and having been published as re-

quired by law, Councilmen O'Connor moved the final adoption of the Ordinance. The motion was seconded by Councilman Cuneo, adopted, final, by the following vote;

Ayes: Councilmen Cuneo, O'Connor, Swan and Mayor Morris.

Noes: Councilmen None. Absent: Councilmen Turner.

In the Matter of Payment for Band Concerts:

W. W. Higgins presented his bill to the City in the sum of \$440.00 for eight Band Concerts given during the summer months and under the directions of Commissioner O'Connor and upon motion by the Commissioner the same was ordered paid.

In the Matter of franchise of the Tidewater Southern Railway:

H. R. Windus, A. N. Brown and Harry Trueblood were before the Council and asked that action be taken in regard to repeated violations of certain of the terms and conditions of the franchise of the Tidewater Southern Railway. Mr. Windus stated that they were operating steam locomotives through the City at all hours of the night and day, disturbing the residents in the vicinity as well as residents many blocks away, that the company had failed to remove the spur tracks and siding track on "N" Street. City Attorney Carlson was instructed to notify the Tidewater Southern Railway Company to remove the spur track and siding track on "N" Street within ten days, otherwise, their franchise would be forfeited, by the City.

In the Matter of Street Paving:

Upon motion by Councilman Swan the City Clerk was instructed to advertise for bids for paving a twenty foot strip of the Street intersections on Tenth Street at "L", "M", "N", and "O" Streets in accordance with Ordinance and specifications heretofore adopted.

In the Matter of Notice of Filing Assessment List and of time fixed to show cause why Bonds should not be Issued:

This being the time fixed pursuant to published Notice when interested persons may appear before the City Council and show cause why bonds should not be issued upon the security of the unpaid assessments shown on said list, as filed by the Street Superintendent under Resolution of Intention No. 66, assessment and Diagram No. 49 and no written objections being presented, the Council thereupon under Resolution No. 388-S. S. determined the assessments which are unpaid and the aggregate amount of same. The Resolution was introduced by Councilman Swan and upon Roll Call was declared adopted.

In the Matter of Issuing Bonds to Represent the Expense of Improvement under Resolution of Intention No. 66:

The following is the Resolution of the Council in the matter duly passed and ordered entered upon its minutes.

RESOLUTION NO. 389- W. S.

WHEREAS, on the 17th day of January, 1917, the City Council of the City of Modesto passed and adopted its resolution of Intention No. 66 ordering the improvement of certain Streets and other public ways within the City of Modesto as in said resolution specified, and in and by which resolution of intention the said City Council declared and determined that serial bonds should be issued to represent the expense of the work and improvement therein proposed, which said resolution of intention so passed and adopted and now on file in the office of the City Clerk of the City of Modesto is hereby referred to and made a part hereof for all purposes; and,

WHEREAS, after the passage and adoption of said resolution of intention,

proceedings as required by law were duly and regularly had whereby a contract for the doing of work in said resolution specified was awarded and entered into by the Superintendent of Streets of the City of Modesto, on behalf of said City, and the work therein ordered was performed in accordance with the conditions of said contract and said resolution of intention, and a warrant issued to the contractor therefor, and no appeal taken from any decision of the City Council in connection therewith, and after the full expiration of 30 days from the date of the warrant, and after the Street Superintendent recorded the return, and after the Street Superintendent made and filed with the Clerk of the City Council a complete list of all assessments unpaid upon any assessment or diagram number in connection therewith, all of which the City Council find, determine and declare to be the facts, the said City Clerk did then give notice of the filing of said list and of the time therein fixed by said Clerk when interested persons might appear before the City Council and show cause why bonds should not be issued upon the security of the unpaid assessments shown on said list, which time was that of some regular meeting of the City Council; and,

WHEREAS, at the time and place so fixed by said Clerk in said notice in accordance with section 5 of the "Improvement Bond Act of 1915", to-wit: the 26th, day of September, 1917 at the hour of 7:30 o'clock P. M. and at the Council Chamber of the City Council of the City of Modesto, at the City Hall, No. 717-10th Street, in said City, the said Council did meet to hear any objection presented and to pass upon the same, and there being no objection presented, the said Council did thereupon pass the said assessment list, and by order entered upon its minutes determine the assessments which were unpaid and the aggregate amount of the same; and,

WHEREAS, the aggregate amount of said assessments remaining unpaid is the sum of \$6,170.65.

NOW, THEREFORE, it is hereby ordered and resolved by said City Council that serial bonds as provided by the act of the legislature of the State of California known as and designed as the "Improvement Bond Act of 1915" issue in the sum of \$6,170.65 in the aggregate; that said bonds be issued in series, that an even annual proportion of the aggregate principal sum thereof shall be payable on the 2nd day of July every year succeeding the first nine months after their date, until the whole is paid, and said bonds shall bear interest at the rate of 7% per annum on all sums unpaid until the whole of said principal and interest are paid, which interest shall be payable semi-annually by coupon on the 2nd day of January and July respectively of each year, provided that the first payment of interest shall not come due until six months before the maturity of the first series of bonds.

IT IS FURTHER ORDERED, that the said bonds shall be ten in number, shall each and all be dated the 2nd day of August 1917, shall each and all be for the principal sum or denomination of \$617.06, and shall be numbered and payable as follows:

No. 1	July 2nd, 1918
No. 2	July 2nd, 1919
No. 3	July 2nd, 1920
No. 4	July 2nd, 1921
No. 5	July 2nd, 1922
No. 6	July 2nd, 1923
No. 7	July 2nd, 1924
No. 8	July 2nd, 1925
No. 9	July 2nd, 1926
No. 10	July 2nd, 1927

and that interest thereon shall be payable semi-annually on the 2nd days of January and July of each year, except that the first payment of interest shall not become due until the 2nd day of January, 1918.

The amount of semi-annual interest upon each of said bonds is hereby fixed and determined as follows to-wit: \$21.60, except that the interest coupon payable on the 2nd day of January 1918, shall be for the sum of \$18.00.

IT IS FURTHER ORDERED, that said bonds shall be in substantially the following form:

IMPROVEMENT BOND.

City of Modesto, Stanislaus County, California.

\$ _____ NO. _____

Under and by virtue of the act of the legislature of the state of California entitled: "Improvement Bond Act of 1915", the City of Modesto, (a municipal corporation) will on the _____ day of _____, 19____, out of the redemption fund for the payment of the bonds issued upon the assessments made for the work upon and improvement on _____ in or owned by said municipality, more fully described in the certain resolution of intention passed by the City Council of said municipality on the _____ day of _____, 19____, pay to the bearer the sum of _____ dollars, (\$ _____), with interest at the rate of 7% per annum, all as is hereinafter specified, and at the office of the treasurer of said municipality.

This bond is one of several annual series of bonds of like date, tenor and effect, but differing in maturities, issued by said municipality under said act for the purpose of providing means for paying for the work and improvement described in said resolution of intention and is secured by the moneys in said redemption fund by the unpaid assessments made for the payment of said work. It is payable exclusively out of said fund and neither the municipality nor any officer thereof is to be holden for payment otherwise of its principal or interest.

The interest is payable semi-annually, to-wit: on the 2nd days of January and July in each year hereafter; upon presentation of the proper coupon therefore; provided, that the first of said coupons is for the interest from date to the next second day of January and thereafter the said interest coupons are for the semi-annual interest.

This bond will continue to bear interest after maturity at the rate above stated, provided it is presented at maturity and payment thereof is refused upon the sole ground that there is not sufficient moneys in said redemption fund with which to pay the same. If not presented at maturity, interest thereon will run until maturity.

This bond may be redeemed and paid in advance of maturity upon the second day of July of any year by giving the notice by publication provided in said act.

IN WITNESS WHEREOF, said City of Modesto has caused this bond to be signed by the treasurer of said City and by its Clerk and has caused its Clerk to affix thereto its corporate seal, all on the _____ day of _____, 19____.

(SEAL)

Treasurer.

Clerk.

IT IS FURTHER ORDERED, that to each of said bonds shall be attached the necessary interest coupons signed by the treasurer, which said interest coupons shall be in the following form, to-wit:

INTEREST COUPON

NO. _____

\$ _____

The City of Modesto, a municipal corporation, will on the second day of _____, 19____, out of the redemption fund for the payment of the improvement bond to which this coupon is attached pay to the bearer the sum of \$ _____ at the office of the treasurer of said City of Modesto as in said bond specified.

Treasurer.

It is further ordered that the treasurer and the Clerk of the City of Modesto be and they are hereby authorized to sign said bonds, and the Clerk be and he is hereby authorized to affix the corporate seal of the City of Modesto thereto, and the said treasurer be and he is hereby authorized to sign the interest coupons attached to said bonds, and may, upon said coupons, use an engraved or lithographed signature in place of a signature by hand.

It is further ordered that bids be advertised for, as the law provided, for the sale of said bonds, said bids to be open and the sale bonds made on Wednesday, the 24th, day of October, 1917, at 7:50 o'clock P. M.

It is further ordered that this order and resolution of said City Council be entered upon its minutes.

Adopted by the Council of the City of Modesto, September 26th, 1917 by the following vote:

Ayes: Councilmen Cunec, Swan and Mayor Morris.
Noes: Councilmen, None. Absent: Councilman Turner.

In the Matter of Annual Audit of City Books:

C. J. Rambo, Accountants and Auditors, with office at Sacramento pursuant to official instructions having made a detailed audit and thorough examination of the accounts and records of the City of Modesto, submitted the same to the City Council. Councilman Swan moved that the audit be accepted and that a warrant be drawn for the balance amount due the auditor namely \$100.00, \$200.00 having been previously paid.

In the Matter of Appointing a Member of the City Planning Commission:

Mayor Morris presented the name of Carl A. Hansen as a member of The City Planning Commission to fill the vacancy caused by the resignation of H. A. Hawkins. The Mayor stated that the appointment of Mr. Hansen was the recommendation of the City Planning Commission. Councilman Swan moved that Carl A. Hansen be and he is hereby appointed a member of the City Planning Commission.

No further business appearing, the Council upon motion adjourned.

Attest:
D. P. Thompson
City Clerk.

D. W. Morris,
Mayor.

Wednesday Oct. 10, 1917.

The Council met in regular meeting.

Present: Councilmen Cuneo, O'Connor, Swan, Turner and Mayor Morris.

In the Matter of Minutes:

The Minutes of the last regular meeting of Sept. 26th, 1917 were read and the same ordered approved as read.

In the Matter of Franchise of Tidewater Southern Railway:

City Attorney A. J. Carlson reported that he had received a letter from Wm. C. Peck, Assistant General Manager of the Tidewater Southern Railway which was to the effect that the Company would comply at once with the City's request in the removing of spur tracks on "N" and 9th Streets and the operation of trains by meters.

In the Matter of City Water Tanks:

The representative of the Biturine Co. of America with offices at 24 California Street, San Francisco, was before the Council in regard to an inside coating of the City water tanks. He recommended the application of a coat of Biturine enamel varying in thickness from 1/16 of an inch to 1/8 of an inch and that the cost per square foot applied would be 20¢. The matter was referred for investigation to a committee consisting of Mr. Turner and Cuneo.

In the Matter of Purchase of Horses:

Upon motion by Councilman Swan the Commissioner of Public Works, the Commissioner of Public Supplies and the Street Superintendent were appointed a committee to purchase ten head of horses for the use of the Street Department of the City of Modesto at a price not to exceed the sum of \$200.00 apiece. The horses to take the place of those burned in the fire of October 6th, 1917.

In the Matter of Remodeling Building at 8th Street Water Works:

Upon Motion by Councilman O'Connor the Commissioner of Public Health and Safety was appointed a committee of one to investigate the cost of remodeling the building at the 8th Street water works, the same to be used as City Stables, replacing those that were burned at the corner of 17th and "H" Streets.

In the Matter of Contract of western Well Works:

A communication was received from the western Well Works asking for a 30-day extension for the completion of the work under contract entered into June 11th of this year, covering the construction of a well and the installation of a pump. Councilman O'Connor moved that the request be granted. The motion was seconded by Councilman Cuneo, carried and so ordered.

In the Matter of Ordinance:

ORDINANCE NO. 118-N. S.

"Entitled AN ORDINANCE REGULATING THE KEEPING OF CHICKENS, DUCKS, PIGEONS, GESE, TURKEYS OR OTHER DOMESTIC FOWL WITHIN THE CITY OF MODESTO" was read and introduced by Councilman Cuneo who moved its Adoption. The motion was seconded by Councilman O'Conner and the ordinance adopted and passed to print by the following vote:

Ayes: Councilmen Cuneo, O'Conner, Swan, Turner and Mayor Morris.

Noes: Councilman None. Absent: Councilman, None.

GENERAL FUND.

J. C. Rambo	\$200.00
W. W. Higgins	440.00
J. C. Rambo	100.00
U. P. E. G. Committee	200.00
A. L. Cressey	10.00
Geo. Wallace, Fire Chief	25.00
Sunny Valley Land Co.	20.00
Home Realty Co.	25.00
S. P. Kinnear, St. Supt.	25.00
Modesto Gas Co.	448.62
Sierra & S. F. Power Co.	308.60
Pacific Tel & Tel Co.	20.70
W. O. Thompson, Revolving Fund	68.46
E. B. Maze	20.00
Bouney & Barnett	1.60
H. J. Downey	1.65
Jockey Club Shoeing Shop	7.00
Modesto Franch Laundry	8.20
Modesto Morning Herald	15.38
Modesto Printing Co.	39.50
Southern Pacific Co.	1.00
Chas. A. Strelinger	7.36
Turlock Tribune	40.00
Western Electric Co.	9.52
Lee Long	3.25
Wallace, Fire Chief	60.00
Frank Andrews	1.50
L. E. Atkinson	.50
Beo Line Jitney	4.75
The Book Shop	58.25
Carl A. Carlson	.80
D. Dreizen	1.25
Geo. H. Freitas	5.05
The Grange Co.	15.56
The Johnson Wherry Co.	40.50
Modesto Creamery Co.	2.80
Modesto Steam Laundry	1.47
J. S. Moore	10.75
Morris Bros.	2.35
J. A. Phillis	225.00
Reliable Auto Service	9.25
Russell & Stebbins	1.75
A. Peterson	54.00
Mrs. W. L. Saxby	18.00
Jas. Stedman	12.00
Sherifr of Stanislaus County	69.40
Stockton Iron Works	117.00
Turner Hdw. & Imp. Co.	2.00
Frank Wolfinger	7.00
Fashion Shoeing Shop	11.50
C. H. Grayson	440.05
Modeste Carriage Works	10.45
P. J. O'Leary	11.25
Jockey Club Shoeing Shop	4.50
A. C. Bonnett	12.00
Dickerson & Carlson	17.32
C. E. Denley	9.85
Fargo & Herron	29.25
4Igram Stationery Co.	1.57
Modeste Auto Supply Co.	7.65
Roy Reynolds	12.90
G. P. Schafer So.	3.70
Stone Bros.	9.45
Chas. A. Strelinger Co.	1.19
Tuolumne Lumber Co.	121.67
J. S. West	52.70
The Hanna Auto Co.-	1.00
The Heple Stevens Co.	6.35
Maze, The Druggist	6.00
Central Calif., Paving Co.	145.20
Standard Oil Co.	360.06

Turner Hdw. & Imp. Co.
Andrews & Christ
Johnson Cyclery
W. I. Carpenter

\$295.33
52.50
44.13
24.40

\$448.74

WATER FUND

W. W. Davis	\$ 25.00
Modesto Gas Co.	1.35
Sierra & S. F. Power Co.	771.41
Pacific Tel. & Tel Co.	4.45
Modesto Evening News	55.65
Modesto Morning Herald	19.50
Geo. E. Wallace, Fire Chief	12.00
Frank Andrews	39.45
Modesto Soda Works	.25
Studebaker Garage	28.50
H. H. Severin	13.50
Stockton Iron Works	3.85
Modesto Lumber Co.	10.00
Stone Bros.	4.00
Tuolumne Lumber Co.	37.50
Turner Hdw. & Imp Co.	18.95
	<hr/>
	\$1045.36

The Claims of I. N. Beckley, A. V. Frazee and C. F. Rinehart for repairs on cars damaged Thursday night October 4th, 1917 in an excavation at 9th Street near "L", left open and unlighted at 7.10 p. m. were laid over for further consideration.

In the Matter of Communication:

The following communication was received and ordered filed:

City of Modesto, and
to the Council of the City of Modesto,
Modesto, Calif.

Gentlemen: Please take notice that the undersigned First National Bank of Modesto, is the owner of all sums of money due and to grow due and to be received from the sale of bonds to be issued for paving done in the City of Modesto and Street work in the City of Modesto by the Central California Paving Company. The undersigned has an assignment from the Central California Paving Company for all its right, title and interest in and to all moneys to be received for work done by the said Corporation in the City of Modesto, and has an assignment for all moneys to be received from the sale of bonds issued as security for the payment of the work done by the said Corporation.

Yours truly,

FIRST NATIONAL BANK OF MODESTO, CALIF.

By E. C. Peck, President.

In the Matter of Reports:

The Acting City Health Officer, Dr. J. W. Morgan, submitted his monthly report which was examined and ordered placed on file.

City Electrician W. I. Carpenter submitted a written report of his attendance at the meetings of the League of California Municipalities, which convened at Santa Rosa September 24th to 30th inc., 1917. The same was read and ordered placed on file. His expense account in the sum of \$24.40 was also ordered paid.

In the Matter of Canvassing the Results of a Special Election held October 2nd, 1917, for the Annexation of Territory:

The returns of the special election for the annexation of Territory held October 2nd, 1917, now being 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 results thereof duly declared in the following

RESOLUTION NO. 390-N. S.

WHEREAS, the Council of the City of Modesto did, by Resolution No. 378-N. S., call a special election to be held on the 2nd day of October 1917, within the territory hereinafter described as being proposed to be annexed to the City of Modesto, for the purpose of submitting to the qualified electors of said territory the question of whether or not such new territory thereon and hereinafter described shall be annexed to, incorporated in, and made apart of said municipal corporation, to-wit: the City of Modesto, and the property therein be, after such annexation, subject to taxation equally with the property within such municipal corporation to pay the bonded indebtedness of such municipal corporation outstanding at the date of the filing of said petition, or theretofore authorized; and

WHEREAS, the provisions of law with reference to the giving of notice, the appointment of election officers, and the calling of said election were duly complied with; and

WHEREAS, said special election was held on the 2nd day of October, 1917, and was conducted and held in all respects in conformity with the laws of the State of California relating thereto; and

WHEREAS, The proper officers of said election did thereupon deliver the ballots, tally sheets and returns of said election to, and deposit the same with, the Clerk of the legislative body of said municipal corporation, to-wit: the Clerk of the City Council of the City of Modesto; and

WHEREAS, the City Council of the City of Modesto, being the legislative body of the corporation to which it is proposed to annex such territory, did at the time provided for its next regular meeting after the expiration of three days from and after said election, meet and proceed to canvass said canvass said returns, and did find therefrom that within said election precinct, it constituting the whole of said territory proposed to be annexed, the total number of votes cast was 32, and that the total number of votes cast in favor of said proposition was 32, and that the number of votes cast against said proposition was none, and that said proposition carried; and

WHEREAS, said canvass has been completed;

NOW, THEREFORE, be it resolved by the Council of the City of Modesto, in pursuance to the Statutes of the State of California in such case made and provided, that all of the matters and things recited in the preamble to this resolution are true; that on the 2nd, day of October, 1917, an election was held in the territory hereinafter described, at which the question submitted was whether or not such new territory shall be annexed to, incorporated in, and made apart of the said municipal corporation, to-wit: the City of Modesto,

and the property therein be, after such annexation, subject to taxation equally with the property within such municipal corporation to pay the bonded indebtedness of such municipal corporation outstanding at the date of the filing of the petition or such election, or theretofore authorized; that the territory so proposed to be annexed to and in which said special election was held as aforesaid, is situate, lying and being in the County of Stanislaus, State of California and is contiguous to the said City of Modesto, and is particularly described as follows; to-wit:

Beginning at the corner common to Sections 20, 21, 28, and 29, Township 3 South, Range 9 East, M. D. B. & M.; thence West along the section line to the northwest corner of the northeast quarter Section 29, said Township and Range; thence South along the mid-quarter line of said Section 29, said Township and range to the southwest corner of the north half of the northeast quarter of said Section 29, Township 3 South, Range 9 East, M. D. B. & M.; thence East along the center of said quarter section 29, Township 3 South, Range 9 East, M. D. B. & M. to the southeast corner of the north half of said quarter section or Section²⁹; thence north along the section line between Sections 28 and 29 to the corner common to Sections 20, 21, 28 and 29, to the point of beginning; that the total number of votes cast thereon in the territory proposed to be annexed was 32 votes; the total number of votes cast thereon in favor of annexation was 32 votes, and the total number of votes cast therein against annexation was no votes.

The foregoing resolution was introduced by Councilman Cuneo, who moved its adoption, which motion being seconded by Councilman Turner, upon the vote being taken was ^{carried} carried by the following vote:

Ayes: Councilmen, Cuneo, Turner and Mayor Morris.

Noes: Councilmen, None. Absent: Councilmen O'Connor and Swan.

No further business appearing, the Council upon motion adjourned.

Attest: H. C. Thompson
City Clerk.

Approved: D. Morris
Mayor.

Council, City of Modesto,
October 24th, 1917.

The Council met in regular meeting.

Present: Councilmen Cuneo, O'Connor, Swan, Turner and Mayor Morris.

In the Matter of Minutes:

The reading of the minute of the preceding meeting of October 10th, 1917, was continued until October 31st, 1917.

In the Matter of Connecting the County Hospital with the City water main:

E. O. Frask, Superintendent of the County Hospital, was before the Council and asked the privilege of connecting the County Hospital with the City water mains, the same to be used in case of emergency. The County will furnish 4" pipe.

and furnish the labor and other material necessary to connect up with the present City water system. Councilman Swan moved that the request be granted and that the work be under the supervision of W. E. Davis. The motion was seconded by Councilman Cuneo, carried and so ordered.

In the Matter of Deed:

T. K. Beard having presented to the City of Modesto his deed conveying to said City the Northeasterly half of fractional Block "Z" all in accordance with a certain agreement heretofore entered into with T. K. Beard,

Whereupon, Councilman Swan Introduced

RESOLUTION 391-N. S.

and moved its adoption, which motion to adoption was seconded, carried and so ordered. The Resolution accepts the offer of T. K. Beard and authorized the drawing of a warrant in the sum of \$1,000.00 in favor of T. K. Beard.

In the Matter of Placing all Garages to be supplied with water on a meter Basis:

Councilman O'Connor Moved that water meters be placed on all Garages in the City of Modesto and that they pay the meter rate from date of installation. The Motion was seconded by Councilman Turner, Carried and so ordered.

In the Matter of Home Guard:

J. W. Guyler was before the Council in behalf of the Home Guard and asked for assistance in providing for a proper meeting place and a place to drill. Mr. Guyler suggested Rogers Hall which was already fitted up for that purpose, the rental being \$30.00 per month. The Council offered Mr. Guyler a proposition of accommodations in the City Fire House which will probably be accepted by the Home Guard.

In the Matter of Advertising for Bids for Dismantling the Third Story of the Eighth Street Water Works Building and for the sale of the steel in said Building:

Upon motion by Councilman Swan the City Clerk was authorized and directed to advertise for bids for the purchase from the City of Modesto for all the steel as it now stands, with the exception of machinery, in the old water works on Eighth Street in said City, said steel to be removed by the successful bidder at his own cost and expense.

The Clerk was also authorized and directed to advertise for bids
1st: The sale by said City as it now stands of the brick in the third story and all of the smokestack of the building known as the Eighth Street Water Works, the same to be removed by the successful bidder at his own cost and expense.
2nd: For the removal of the third story and smokestack of the building of the City of Modesto known as the Eighth Street Water Works, and the cleaning and piling of the bricks removed therefrom. The Council reserves the right to reject any and all bids.

Pending the further consideration of business the Council adjourned to meet Wednesday October 31st, 1917 at 7:30 P. M.

Attest: W. O. Thompson
City Clerk.

Approved: _____
Mayer.

Council, City of Modesto,

Wednesday, October 31, 1917.

7:30 P. M.

The Council met in regular adjourned meeting from the regular meeting of October 24th, 1917 and there were present:

Councilmen, Cuneo, O'Connor, Swan and Mayor Morris.

Absent: Councilman Turner.

In the Matter of Minutes:

The Minutes of the regular meeting of October 10th, 1917 were read and the same ordered approved as read.

In the Matter of Sewer Extension:

The following communication was received and read:

To the Honorable Mayor and City Council of the City of Modesto.

Gentlemen:

There are several houses going up right away in Block 5 of University Addition. I am informed the City has no money to put in sewer, in so, I am willing to advance the money for the sewer from the Street line, not exceeding \$250.00. The City would be to be the expense of paying for building the manhole and about 30 feet of sewer. This would cost the City about \$100.00 or so and this one manhole would do for a couple of Blocks. The money I advance is to be repaid me when you have money in the treasury. Two houses will be ready for occupancy in 30 days, so I will have to act immediately in order to have the sewer ready by that time.

Yours truly,

W. C. Lehane.

October 31st, 1917.

Councilman O'Connor moved that the agreement of Mr. Lehane be accepted. The City to construct a manhole on "H" Street and lay some 300 feet of main line sewer from the manhole so constructed Easterly to the intersection of the alley in Block 5 of the University Addition. The motion was seconded by Councilman Cuneo, Carried and so ordered.

In the Matter of Purchase of Horses:

The committee heretofore appointed to purchase horses for use of the Street Department, reported that they had been trying out an automobile truck on Street Sprinkling and that the same did not come up to expectations and upon discussion the Council determined to use the present acquisition and horses.

In the Matter of Claims:

Upon motion by Councilman Swan seconded by O'Connor and carried. It was ordered that the claims of I. N. Beckley, A. v. Fraze, and C. E. Rinehart for repairs on cars damaged Thursday night October 4th, 1917 be and the same are hereby rejected.

In the Matter of Opening Bids for Sale of Steel:

The following is a list of bids received by the City Council for sale of steel in the old Eighth Street water works as advertised.

Jack Balir
Sol Schneider
H. Manasse

\$627.50
585.00
537.50

Said bids being duly considered Councilman Swan moved that all bids be rejected and the certified checks accompanying same be returned. The motion was seconded by Councilman Cuneo carried and so ordered.

It further ordered that the Clerk advertise for bids for taking down the steel in the old Water Works building. Bids to be received November 14th, 1917.

In the Matter of purchase of Improvement Bonds:

This being the time fixed pursuant to published Notice to Bidders as heretofore authorized by the City Council when bids will be received for the Improvement Bonds for the City of Modesto issued under the Improvement Bond Act of 1915. There being five series of Bonds issued under the following Street work proceedings respectively.

RESOLUTION OF INTENTION NO 65-N. S. RESOLUTION OF INTENTION NO.66-N. S. RESOLUTION OF INTENTION NO. 67-N. S. RESOLUTION OF INTENTION NO.68-N. S. AND RESOLUTION OF INTENTION NO.69-N. S. AND IN THE FOLLOWING AMOUNTS: \$120.00, \$170.65, \$1,084.37, \$1,350.80, and \$923.92, for all of which the First National Bank of Modesto bid par and accrued interest. There being but the one bid and said bid being duly considered Councilman Swan moved that the bid be accepted. The motion was seconded by Councilman O'Connor, carried and so ordered.

In the Matter of Ordinance:

ORDINANCE NO-118-N. S.

Entitled " AN ORDINANCE REGULATING THE KEEPING OF CHICKENS, DUCKS, PIGEONS, GEESE, TURKEYS OR OTHER DOMESTIC FOWL WITHIN THE CITY OF MODESTO," and which was read, introduced, adopted and passed to print October 10th, 1917, and having been published as required by law, Councilman Cuneo moved the final adoption of the Ordinance. The motion was seconded, and the Ordinance adopted, final, by the following vote:
Ayes: Councilmen Cuneo, O'Connor, Swan and Mayor Morris.
Noes: Councilman, None. Absent: Councilman Turner.

In the Matter of Report:

The monthly report of the City Health Officer and Sanitary Inspector was received, examined and order placed on file.

In the Matter of ~~S~~ License:

Upon motion by Councilman Swan the Auditor was authorized to draw warrant in favor of each of the holders of Liquor Licenses in an amount represented as rebate for unexpired time of License namely from October 21st, to 31st inclusive.

In the Matter of Water Connection:

Upon application Geo. F. Covell was granted a two inch connection with the City Water Mains, and the same to be used for fire protection at the garage which he is constructing, Lots 1 to 6 inclusive Block 43 City of Modesto.

In the Matter of Purchase of Trees for the City Planning Commission:

Upon request of the City Planning Commission the Council authorized and directed the City Clerk to advertise for bids for the purchase of trees in accordance with specifications heretofore adopted by the City Council under RESOLUTION OF INTENTIONS NOS. 61, 62, and 70. Bids to be opened November 28th, 1917. The City Council reserves the right to reject any and all bids, or to accept any bid or any portion of any bid and to reject the balance of such bid.

In the Matter of Application for Spur Track:

THE SOUTHERN PACIFIC COMPANY having made application for permit to change the location of a certain spur Track on "B" Street which supplies the Standard Oil Company and said petition being duly considered; whereupon RESOLUTION NO. 392-N. S. Granting the petition as prayed for was introduced by Councilman Swan who moved its adoption. The motion was seconded and upon roll call was declared adopted by the following vote;

Ayes: Councilmen Cuneo, O'Connor, Swan and Mayor Morris.

Noes: Councilmen, None. absent: Councilman Turner.

In the Matter of Swimming Pool:

The valley ice Company having submitted a proposition to the Mayor of the City of Modesto in regard to the construction of a swimming pool and the same being presented to the Council by the Mayor. The matter was referred to the Mayor and the Commissioner of Public Health and Safety.

No further business appearing, the Council upon motion adjourned.

Attest: H. D. Thompson
City Clerk.

Approved: _____
Mayor.

Council, City of Modesto,
Thursday, November 1st, 1917.
1:00 P. M.

The Council met in special meeting at the call of the Mayor, written notice having been delivered or mailed to each of the Councilmen as required by Ordinance No. 2-N. S. of the City of Modesto, and there were present: Councilman Swan, O'Connor and Mayor Morris. absent: Councilmen Cuneo and Turner.

The meeting was called by order of the Mayor for the purpose of reconsideration of motion to advertise for bids for taking steel out of the old 8th Street waterworks. 2nd: Action on proposition to advertise for bids for the sale of said steel as it stands.

The meeting being duly called to order Councilman Swan moved the reconsideration of motion to advertise for bids for taking steel out of old 8th street waterworks. The motion was seconded by Councilman O'Connor carried and so ordered.

Councilman Swan moved that the Clerk advertise for bids for the purchase from the City of Modesto for all the steel as it now stands, with the exception of machinery.

in the old water works on Eighth Street in said City, said steel to be removed by the successful bidder at his own cost and expense. The motion was seconded by Councilman O'Connor carried and so ordered.

Upon Motion the Council adjourned.

Attest: H. O. Thompson.
City Clerk.

Approved: _____
Mayor.

Council, City of Modesto.

Wednesday, November 7th, 1917.

7:30 P. M.

The Council met in special meeting at the call of the mayor, written notice having been delivered or mailed to each of the Councilmen as required by Ordinance No. 2- N. S. of the City of Modesto, and there were present Councilmen Cuneo, Swan, and Mayor Morris. Absent: Councilman O'Connor and Turner.

The meeting was called by order of the Mayor for the purpose of considering bids for the sale of the steel in the Eighth Street Water Works Building and also for consideration of the contract of the Western Well Works. And such other matter that may come before the Council.

The meeting being duly called to order the Mayor stated the purpose of the meeting and proceeded to open the bids for the sale of steel which opened are as follows:

Bids of Jack Blair	\$ 727.50
Bids of H. A. McQueen	1350.00
Bid of United Wrecking Co., of San Francisco	@ \$35.00 per ton in accordance with published "Notice to Bidders."

The Bids being duly considered Councilman Swan moved that the bid of the United Wrecking Co., be accepted and that all other bids be rejected and the certified checks accompanying same be returned. The motion was seconded by Councilman Cuneo Carried and so ordered.

In the Matter of the Contract of the Western Well works;

Upon motion by Councilman Swan the Western wells works was granted a further extension of time of 30 days for the completion of their contract.

It was further ordered that the Clerk readvertise the sale of the bricks in the third story and chimney of the Eighth Street Water Works Building.

Upon motion the Council adjourned.

Attest: H. O. Thompson.
City Clerk.

Approved: D. Morris.
Mayor.

Council, City of Modesto,

Wednesday, November 14th, 1917.

7:30 P. M.

The Council met in regular meeting.

Present: Councilmen O'Connor, Swan, Turner and Mayor Morris.

Absent: Councilman Cuneo.

In the Matter of Minutes:

Minutes of the last regular meeting of October 24th, 1917, and minutes of the regular adjourned meeting of October 31st, 1917, and the minutes of the special-called meeting of November 1st, 1917 and November 7th, 1917, were read and the same ordered approved as read.

In the Matter of Swimming Pool:

Mayor Morris reported briefly on the Swimming Pool, promising more complete details upon the return of James R. Erskine, Manager of the Valley Ice Company to the City of Modesto.

In the matter of opening Bids for Dismantling the Third story of the Eighth Street Water Works Building and the taking down of the Smokestack:

The following is the list of Bids received pursuant to published "Notice to Bidders", for the removal of the Third Story of the Water Works Building and the Smoke Stack:

Bid of Davis, Heller and Hubbert; We herewith agree to take down all brick and clean same from the top story of the old City Water works and the chimney and stack same as called for in the advertisement of this work for the sum of \$600.00.

Bid of United Wrecking Company; We herewith submit bids for the taking down of the brick in the 3rd story of the 8th Street water Work's building. SPECIFICATION NO. 1., and pay you therefor the sum of \$126.00 cash. SPECIFICATION NO. 2, we offer to do the work as per specification No 2 and charge you therefor, the sum of \$200.00.

Said Bids duly considered Councilman Swan moved that the bid of the United Wrecking Company for taking down of the brick, cleaning and piling same under supervision of City Engineer be accepted. The motion was seconded by Councilman O'Connor carried and so ordered. It was also ordered upon motion that all bids be rejected and the certified checks accompanying same be returned.

In the Matter of Ordinance:

ORDINANCE NO. 119-N .S.

Entitled "AN ORDINANCE APPROVING THE ANNEXATION OF CERTAIN TERRITORY KNOWN AS THE ROSE ADDITION TO THE CITY OF MODESTO," was read and introduced by Councilman O'Connor and the Ordinance adopted and passed to print by the following vote:

Ayes: Councilmen O'Connor, Swan, Turner and Mayor Morris.

Noes: Councilman, None.

Absent: Councilman Cuneo.

ORDINANCE NO. 120-N. S.

Entitled " AN ORDINANCE PROVIDING FOR THE SALE OF CERTAIN REAL PROPERTY IN THE CITY OF MODESTO", was read and introduced by Councilman Swan and the Ordinance adopted and passed to print by the following vote:

Eyes: Councilmen O'Connor, Swan, Turner and Mayor Morris.
 Noes: Councilmen, None. Absent: Councilman Cuneo.

In the Matter of Appropriation for Exhibit of Stanislaus Poultry Association:

Judge W. H. Rice was before the Council in behalf of Stanislaus Poultry Association, and asked for an appropriation of \$100.00 to help defray the expenses of the Association in preparing for the State Poultry Show to be held in Modesto. The request was granted.

In the Matter of Claims:

The following claims were duly audited and allowed by the Council and warrants ordered drawn on the following funds, to-wit:

GENERAL FUND.

A. L. Cressey	\$ 10.00
Fire Chief	25.00
Fire Chief	164.00
Sunny Valley Land Co.	20.00
Home Realty Co.	25.00
Street Supt.	25.00
Modesto Gas Co.	462.77
S. & S. F. Power Co.	316.55
Pacific Tel & Tel Co.	18.85
Revolving Fund	24.42
State C. Ins. Fund	119.44
Ajax Foundry Co.	72.00
American La France Engine Co.	38.63
American Rubber Co.	87.50
Mabel Austin	14.65
Auto. Fire Detector Co.	5.57
A. C. Bennett	5.80
The Brininstool Co.	19.40
D. T. Bunker Garage	17.75
Henry Covell	225.00
U. S. G. Clark	2.75
Dickinson & Carlson	1.15
C. E. Donley	22.70
H. T. Downey	3.05
Wl W. Ervin	21.00
Fargo & Herren Garage	4.60
G. H. Freitas	3.40
Fashion Shop	6.00
The Gamewell Fire Alarm Tel. Co.	.85
The Hanna Auto Supply Co.	.90
Jockey Club Shoeing Shop	20.25
Latz's	17.40
Marshall Vulcanizing Wks.	1.80
Maze, The Druggist	6.80
Modesto Auto Supply Co.	5.40
Modesto Carriage Wks.	15.40
Modesto French Laundry	9.45
Modesto Fuel Company	75.50
Morris Bros.	8.40
P. J. O'Leary	4.00
Oswald Hdw. Company	2.75
Parks Garage	27.70
Roy Reynolds	2.75
The W. P. Schafer Co.	16.06
Shell Co., of Calif. Co.,	32.57
Paul Snowden	350.00
Standard Oil Company	3.82
Stanislaus County	10.60
C. M Steiger	14.00
Stone Bros.	12.60
The Chas. A. Strelinger Co.	5.58
The Studebaker Garage	72.58
Tuolumne Lumber Co.	18.68
Guy Turner	3.15
J. S. West	55.40
Garlock & Tranter	54.20

Joseph Vaccaro & P. Menghetti	\$ 54.20
Pike and Pike	34.20
M. B. Foster et al	54.20
H. F. Crabtree	34.20
Crow and Hogin	34.20
Hughson Hotel	34.20
Europa Hotel	34.20
R. L. Dallas	33.00
A. Peterson	33.00
W. E. Gilbert	3.00
J. S. Moore	3.25
S. E. White	4.20
Reliable Auto Service	2.90
F. H. Anaya	1.50
Johnson's Cyclery	133.86
Marshall Vulcanizing Wks.	4.65
Russell & Stebbins	1.50
Union Oil Co., of Calif.	23.18
Bce Line Jitney Service	2.25
Yale Cyclery	1.10
Edward Hawkins	1.60
J. M. Ross Transfer	.50
Frank Andrews	6.75
Modesto Creamery	1.70
The Book Shop	.20
Owl Resturant	2.25
Stanislaus County Sheriff	272.40
Western Electric Company	27.55
W. A. Carpenter	9.46
Turner Hdw. & Imp Co.	168.43
Modesto Herald	103.25
Stanislaus Lumber Co.	2.50
C. H. Grayson	25.50
The Grange Company	16.24
J. A. Phillis	225.00
C. M. Steiger	200.00
W. W. Dolan	200.00
Davis, Heller & Hubbert	130.60
Kelley Hdw Company	12.11
Stanislaus Lumber Company	132.44
Andrews & Christ	10.00
J. W. Carroll	15.90
Jeff Chastine	200.00
	<u>\$4845.88</u>

WATER FUND.

W. E. Davis	\$ 25.00
Fire Chief	12.00
Modesto Gas Co.,	2.03
S. & S. F. Power Co.	707.46
Pacific Tel. & Tel. Co.	3.35
Revolving Fund	1.91
Neptune Meter Co.	200.00
State Comp. Ins. Fund	16.24
Andrews, Frank	1.25
Crane Company	29.90
C. E. Donley	1.00
C. H. Freitas	.60
Modesto Auto Company	.40
National Meter Company	8.09
Standard Oil Company	59.20
	<u>\$1301.52</u>

In the Matter of Sewer Extension:

Upon application of property owners and the request of the City health Department it is ordered that the Lateral Sewer System of the City of Modesto be extended through Block "C" of the Johnson and Jones Addition to the City of Modesto.

No further business appearing, the Council upon motion adjourned.

Attest: W. D. Thompson
City Clerk.

Approved: _____
Mayor.

Council, City of Modesto,

Wednesday, November 28th, 1917.

7:50 P. M.

The Council met in regular Meeting.

Present: Councilmen Cuneo, Swan, Turner and Mayor Morris.

Absent: Councilman O'Connor.

In the Matter of Minutes:

The minutes of the last regular meeting of November 14th, 1917, were read and the same ordered approved as read.

In the Matter of Home Guard:

A committee consisting of Henry G. Turner, Superior Judge W. H. Langdon and J. T. Townson were before the council in regards to the renting of Roger's Hall for the Modesto Home Guard. The Committee stated that the Hall could be rented for \$20.00 per month including water and requested that the Council make provisions for renting same and provision for Janitor and lights. Mr. Turner stated that it was the opinion of the council of Defense that this request be made of the Council to make the appropriation. The matter was considered by the Council and upon motion by Councilman Swan the Council agreed to contribute \$25.00 per month for the rental and lighting of the building.

In the Matter of Ordinance:

ORDINANCE 119-N. S.

Entitled " AN ORDINANCE APPROVING THE ANNEXATION OF CERTAIN TERRITORY KNOWN AS THE ROSE ADDITION TO THE CITY OF MODESTO," which, was read, introduced, adopted and passed to print November 14th, 1917 and having been published as required by law, Councilman O'Connor moved the final adoption of the Ordinance. The motion was seconded, and the Ordinance adopted, final, by the following vote:
Ayes: Councilmen Cuneo, Swan, Turner and Mayor Morris.
Noes: Councilmen, None. Absent: Councilman O'Connor.

ORDINANCE NO. 120-N. S.

Entitled " AN ORDINANCE PROVIDING FOR THE SALE OF CERTAIN REAL PROPERTY IN THE CITY OF MODESTO," which was read, introduced, adopted and passed to print November 14th, 1917, and having been published as required by law, Councilman Swan moved the final adoption of the Ordinance. The motion was seconded, and the Ordinance adopted, final, by the following vote.
Ayes: Councilmen Cuneo, Swan, Turner and Mayor Morris.
Noes: Councilmen, None. Absent : Councilman O'Connor.

In the Matter of Report:

The monthly report of City Treasurer, Geo. C. Nelson was examined and ordered placed on file.

In the Matter of Paving Street intersections of North Tenth St.,

Following a discussion in regard to paving a seventeen feet strip at the four Street intersections on North Tenth Street. Councilman Swan moved that the matter be referred to the Commission of Public Health and Safety, with power to act.

In the Matter of Leasing Sewer Farm:

Councilman Cuneo reported that he had under Competitive Bids leased the City Sewer Farm to L. Danielson for \$100.00 for the period of one year. The report of Commissioner Cuneo was ratified and accepted by the Council.

In the Matter of Map or Plat:

F. R. Way presented to the Council for adoption a plat of a certain portion of Modesto to be known as Sunset Boulevard Addition, Subtract No. 2, and the same being accompanied with a communication from L. A. Ferris, Secretary of City Planning Commission, approving the same and the approval also of the City Engineer being endorsed thereon, whereupon it was ordered that the same be accepted, and that the Mayor and the City Clerk endorse thereon such approval.

In the Matter of Opening Bids ~~for~~ furnishing Trees to the City of Modesto:

This being the ^{time} fixed pursuant to publish Notice to Bidders when Bids will be considered for the purchase of trees for three Tree Districts in the City of Modesto as provided for under Resolution of Intention Nos. 61, 62 and 70, and the following is a list of Bidders:

Bid of Fancher Greek Nurseries, Fresno, Calif.

Bid of Ekstein Nursery Company, Modesto, Calif.

Bid of Floral Shop, By Frank Smith, Modesto.

Said bids being duly considered, Councilman Swan moved that the bids be referred to the City Planning Commission for their examination and report. The motion was seconded, carried and so ordered.

Frank Smith of the Floral Shop whose certified check was largely in excess on the Tree items on which his bid was low was permitted to withdraw the same and in lieu thereof to substitute one of seventeen dollars.

No further business appearing, the Council upon motion adjourned.

Attest:

Th. C. Thompson
City Clerk.

Approved:

D. J. Morrison
Mayor.

Council, City of Modesto,
Wednesday, December 12th, 1917.
7:30 P. M.

The Council met in regular Meeting.

Present: Councilmen, Cuneo, O'Connor, Swan, Turner and Mayor Morris.

Absent: Councilmen None.

In the Matter of Minutes:

The minutes of the last regular meeting of November 28th, 1917, were read and the same ordered approved as read.

In the Matter of Deed to Real Property:

M. B. Kittrell was before the Council and expressed a desire to deed to the City of Modesto certain fractional lots in Block "C" at the corner of Tenth and Needham and "O" and Needham Streets; conditioned that the City pay her pro rata share of City Taxes accruing from the improvement of Tenth Street and Tree District. Councilman Swan moved that the City accept deed from Mr. Kittrell to the fractional lots as offered. The motion was seconded by Councilman O'Connor, carried and so ordered.

In the Matter of Paving Street Intersections on North Tenth Street:

Commissioner Cuneo reported to the Council his recommendation for the improvement of Street intersections of North Tenth Street, by grading and graveling same. Following the Commissioner's report, Mr. E. Bieseimer, Mr. J. H. Kendall, M. A. Dowell and C. Kuhn addressed the Council opposing the improvement of the Street intersections; other than the completed paving of one of more full intersection. Whereupon Councilman O'Connor moved that the Clerk advertise for Bids for the paving of two intersections on North Tenth Street, the intersection of Tenth and "L" Street and the intersection of Tenth and "M" Streets and in accordance with plans and specifications heretofore adopted and on file in the office of City Clerk. The Motion was seconded by Councilman Swan carried and so ordered.

In the Matter of Claims:

The following claims were duly audited and allowed by the Council and warrant ordered drawn on the following funds, to-wit:

GENERAL FUND.

A. L. Cressey	\$ 10.00
Fire Chief	25.00
Sunny Valley Land Co.	20.00
Home Realty Co.	25.00
Street Supt.	25.00
Modesto Gas. Co.	440.47
S. & S. F. Power Co.	581.34
Pacific Tel. & Tel. Co.	20.15
Revolving Fund	6.83
Fire Chief	32.00
Alice I. Thomas	1.60
E. T. Moss	6.88
Ajax Foundry Co.	72.00
Andrews & Crist	15.75
A. C. Bonnett	4.35
California Corrigated Cul. Co.	93.06
Deadmond, Bustch	.50
Dickinson & Carlson	6.97
Donley's Hdw. Co.	4.05
H. J. Downey	1.25
Fargo ' Herron Garage	8.05
Fairbanks, Morse Co.	14.34
Gamewell Co.	110.24

General Elect. Co.	\$ 27.00
Hanna Auto Co.	2.50
D. C. Hartley	123.75
Heple, Stevens Co.	1.25
Ingrim Stationery Co.	6.86
Jockey Club Shoeing Shop	11.25
Guy Johnston	18.75
Kelley Hdw Co.	7.20
Marshall Vulc. Wks.	1.70
Maze, The Druggist	3.50
Morris Bros.	5.85
Modesto French Laundry	9.50
Modesto Herald	89.62
Modesto Lumber Co.	3.00
Blanche Murphy	10.00
P. J. O'Leary	206.00
Parks' Garage	4.45
S. Ostheus	2.00
Gus Rader	3.75
Moy Reynolds,	1.50
S. P. Company	5.00
Standard Oil Co.	.45
Stanislaus Lumber Co.	3.45
Schafer Co.	1.00
C. M. Steiger	24.00
Stone Bros.	10.75
Studebaker Bros.	9.80
Tuolumne Lumber Co.	76.90
Turner Hdw. Co.	160.90
Union Oil Co.	22.54
J. S. West	50.54
Wood's Filling Station	6.25
L. E. Atkinson	2.00
C. E. Edwards	1.75
Modesto Steam Laundry	3.80
Joe Morris	.50
Modesto Motor Service	2.25
J. A. Edwards	2.00
J. A. Russell	1.75
Johnston, Wherry Co.	.50
Johnson's Cyclery	20.60
Mrs. Drura Davis	6.00
Stanis. Co. Sheriff	61.40
J. A. Phillis	225.00
Dr. W. F. Haney	7.50
Schafer Co.	3.55
Garlock & Tranter	11.35
Vaccaro & Menghetti	11.55
Pike & Pike	11.55
M. B. Foster et al	11.55
F. H. Crabtree	11.55
Crow & Hugin	11.55
Europa Hotel	11.55
Geo. Kounias	11.40
The Book Shop	7.55
W. F. & J Barnes	8.33
L. H. Peterson	67.50
	<hr/>
	\$ 2,748.47

WATER FUND

W. E. Davis	\$ 25.00
Modesto Gas. Co.	6.40
S. & S. F. Power Co.	587.90
Pacific Tel. & Tel. Co.	3.55
Revolving Fund	15.52
Frank Andrews	2.00
Andrews & Christ	12.00
W. E. Bacon	.53
D. Bishop	112.00
Crane Co.	54.69
Glauber Brass Co.	461.13
H. Gratz	1.00
Marshall Vulc. Wks.	.60
Modesto Auto Co.	.55
Modesto Evening News	5.40
National Meter Co.	161.60
Neptune Meter Co.	64.82
Stanislaus Lumber Co.	3.00
Stone Bros.	5.60
Tuolumne Lumber Co.	6.52
Turner Hdw. Co.	5.88
National Meter Co.	183.75
Wilbur Voice	14.00
Geo. H. Freitas	2.45
The Book Shop	.50
	<hr/>
	\$ 1,441.09

In the Matter of City Health Officer:

The following communication was received and read.

To the Honorable City Council Of the City of Modesto.

Gentlemen:

My private practice demands all my time and, therefore, I am compelled to resign the office of City Health Officer of the City of Modesto.

During the past four months, the duties of this office have been performed by Dr. J. W. Morgan. From personal observation, I cheerfully vouch for his very great care in performing the duties of the office, and I can further vouch for the marked ability which he has shown in the performance of said duties. This resignation is tendered to take effect on the 31st day of December, 1917.

Respectfully,

E.V.Falk.

The said resignation having been read, Councilman Swan moved that the resignation be accepted, said resignation shall take place December ³¹ 31st, 1917. The motion was seconded, carried and so ordered.

In the Matter of Appointing a City Health Officer:

Resolution No. 393-N. S.

Appointing Dr. J. W. Morgan, City Health Officer, to fill the vacancy caused by the resignation of Dr. E. V. Falk, was read, introduced and upon roll call declared adopted. Said appointment to take effect commencing January 1st, 1918.

In the Matter of Demand for return of License Fee:

J. L. Berry and Ben. Bruns presented to the City of Modesto, a demand in the sum of \$500.00 being the amount paid under protest and the amount for which the City of Modesto compelled the aforesaid parties to pay, to carry on and transact business of advertising M. D. & Medicine for the time of 3 months, from the 25th, day of June, A. D. 1917. Said matter being duly considered, Councilman Swan moved that the demand be denied. The motion was seconded by Councilman Turner, Carried and so ordered.

In the Matter of Reports:

The monthly report of Fire Chief, Geo. Wallace, was examined and ordered placed on file.

In the Matter of Calling for Bids for Light and Power for the use of the City of Modesto, for the Year 1918.

Upon motion by Councilman Swan duly seconded by Councilman Cuneo the City Clerk was authorized and directed to advertise for Bids for Light and Power for use of the City of Modesto, for the Year 1918.

In the Matter of Map or Plat:

M. Bodem presented to the Council for adoption a plat of a certain portion of Modesto to be known as Sunset Boulevard Addition, Subtract No. 3, and the same being accompanied with a communication from L. A. Ferris, Secretary of City Planning Commission,

approving the same and the approval also of the City Engineer being endorsed thereon, whereupon it was ordered that the same be accepted, and that the Mayor and the City Clerk endorse thereon such approval. Two Deeds accompanying the same and granting to the City of Modesto the use of certain strips for the purpose of the construction, operation, maintenance and repair thereof of sewer and water pipes, also Gas pipes, electric and telephone lines. The said deeds were ordered accepted and to be placed on record upon the filing of the map of Sunset Boulevard Addition, Subtract No. 3.

In the Matter of Wrecking second story of the old Water Works Building,

A Communication was received from the United Wrecking Company agreeing to move the brick walls of the second story of the water works building for the sum of \$199.00. They also agreed to move all the lumber and to pile same for \$151.00. the City Engineer was instructed to have the second story of the building removed and at a price not to exceed the sum mentioned in the communication of the United Wrecking Company.

In the Matter of Special Report:

A Copy of the report of the California State board of Health in regard to the Epidemic of Typhoid Fever at Modesto received, read, accepted and ordered placed on file. A communication from acting Health Officer, Dr. J. W. Morgan in regard to establishing a City Laboratory was read and action thereon deferred until next regular meeting.

In the Matter of awarding Contracts for Furnishing Trees to the City of Modesto:

City Planning Commission having submitted their report and recommendation in regard to purchasing trees for the City of Modesto, bids for which were opened at the last regular meeting of the Council whereupon it is, upon motion by Councilman Swan, ordered that the recommendation of the City Planning commission be approved, and contracts be entered into for the purchase of trees in accordance with said recommendation and report.

No further business appearing, the Council upon motion adjourned.

Attest: H. O. Thompson
City Clerk.

Approved: _____
Mayor.

Council, City of Modesto,
Wednesday, December 26, 1917/
7:30 P. M.

The Council met in regular Meeting.

Present: Councilmen Cuneo, O'Connor, Swan, Turner and Mayor Morris.

Absent: Councilmen O'Connor.

In the Matter of Minutes:

The minutes of the last regular meeting of December 12th, 1917, were read and the same ordered approved as read.

In the Matter of Opening and Consideration of Bids for the Furnishing of light and Power for the City of Modesto for the year 1918:

This being the time fixed by the Resolution of this Council and pursuant to publish "Notice to Bidders" inviting proposals or bids for Light and Power for the use of the City of Modesto for the year 1918, and there being two bids on file the Bids are as follows, in accordance with published "Notice to Bidders":

BID OF THE MODESTO GAS COMPANY.

LIGHTS.

Section D. Gas for 88 Gasolobras or more \$4.99 per post per month.

BID OF THE SIERRA & SAN FRANCISCO POWER COMPANY.

LIGHTS.

A. Current on a meter basis for the Street Lighting System, all night schedule---
-----3¢ per KWH.

B. Current on a meter basis for the Street Arch and other permanent Street Decorations-----3¢ per KWH.

C. Current on a meter basis for the illumination of all Municipal buildings, Public Library, etc.

First 100 KWH per month	7¢ per KWH
Next 200 KWH per month	6¢ per KWH
Next 300 KWH per month	5¢ per KWH
Next 400 KWH per month	4¢ per KWH
All over 1000 KWH per month	3¢ per KWH

POWER

Current on a meter basis for the operation of City Motors-----\$.012 per EWH.

The bids having been duly considered, whereupon Councilman Cuneo introduced

RESOLUTION NO. 394N. S.

and moved its adoption. Said resolution accepts the bid of the Modesto Gas Company for furnishing gas for 88 or more Gasolobras and at the prices mentioned in the proposal. The motion was seconded by Councilman Turner and the Resolution declared adopted by the following vote:

- Ayes: Councilmen Cuneo, Swan, Turner, and Mayor Morris.
- Absent: Councilmen O'Connor.
- Noes: Councilmen None.

RESOLUTION NO. 395 N. S.

was introduced by Councilmen Cuneo, who moved its adoption. Said Resolution accepts the bid of the Sierra & San Francisco Power Co. for furnishing Light and Power in accordance with their bid for the same. The motion was seconded by Councilmen Turner and the Resolution declared adopted by the following vote:

- Ayes: Councilmen Cuneo, Swan, Turner and Mayor Morris.
- Noes: Councilmen, None.
- Absent: Councilmen O'Connor.

In the Matter of Awarding Contract for the paving of two Street intersection on North Tenth Street:

This being the time fixed by order of the Council and in accordance with published "Notice Inviting Sealed Proposals for the Improvement of Certain Designed Street Intersections on Tenth Street"; and in accordance to plans and specifications heretofore adopted, there was one bid on file, and upon motion the Council proceeded to open and consider said bid.

Bid of D. C. Hartley.

Grading @ 2¢ per sq. ft.

Paving @ 15½¢ per sq. ft.

The said bid having been duly examined and considered, Councilman Turner moved that the Bid of D. C. Hartley be accepted, and that they be awarded the Contract of said Improvement and at the prices named in their proposals so on file. The motion was seconded carried and so ordered.

In the Matter of Sale of Real Estate:

This being the time fixed pursuant to published notice of Sale of Real Property when bids will be received for the sale of the northeasterly ninety (90) feet of Lots 13, 14, 15 and 16 in Block 50 of the City of Modesto, and there being one bid on file the Council proceeded to open and examine said bid. And said bid being duly examined and considered, Councilman Swan moved that the bid of the Tidewater Southern Railway Company in the sum of \$1028.50, which was the only bid on file, be accepted. The motion was seconded by Councilman Cuneo, passed and so ordered.

In the Matter of Contract of the Western Well Works:

Upon motion by Councilman Cuneo the Western Well Works was granted a further extension of time of 30 days for the completion of their contract.

In the Matter of City Laboratory:

Dr. J. W. Morgan newly appointed City Health Officer was before the Council and addressed them on the matter pertaining to the establishing of a City Laboratory and the expense in connection therewith. Said matter being duly considered whereupon, Councilman Cuneo moved that the City Clerk Advertise for Bids for furnishing certain materials under specifications to be furnished by the City Health Officer. The motion was seconded, carried and so ordered. Bids to^{be} opened at the next regular meeting of the Council. The Council reserves the right to reject any and all bids.

In the Matter of Claim of M. B. Kittrelle

The claim of M. B. Kittrelle in the sum of \$63.02 for refund for Street improvement tax and Tree Planting District Tax as assessed against certain fractional lots in Block "C" in the City of Modesto was allowed by order of the City Council; conditioned upon filing of Deed by M. B. Kittrelle and conveying said fractional lots to the City of Modesto. This is in accordance with an agreement entered into on the 12th day of December 1917, between M. B. Kittrelle and the City of Modesto.

No further business appearing, the Council upon motion adjourned.

Attest:

W. O. Thompson
City Clerk

By :

Geo. H. Freitas
Acting City Clerk

Approved: _____
Mayor.