

COUNCIL MINUTES

28

DEC. 28, 1953 - JAN. 25, 1954

Value Of Such Territory As Determined By Said Council", is presented by the Assistant City Attorney and upon motion of Councilman Doerr, seconded by Councilman Santora, adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Ordinance No. 4295
Approving Annexation
Monterey Park No. 4

Ordinance No. 4295, entitled: "An Ordinance Of The City Of San Jose Approving The Annexation To The City Of San Jose Of Certain Uninhabited Territory Designated As 'Monterey Park No. 4' And Herein Described, And Herein Annexing Said Territory To Said City Of San Jose", is presented by the Assistant City Attorney and upon motion of Councilman Doerr, seconded by Councilman Solari, passed to print:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Appreciation
IOOF Encampment

Appreciation from the San Jose Encampment No. 35, Independent Order Of Odd Fellows, for the courtesies and assistance of the Council and officers of the City at recent convention held in San Jose, is read and filed.

Housing Meeting

Invitation from State Commission of Housing to attend conference on housing at 9:30 A.M., January 13, 1954, at Auditorium, Santa Clara County Office Building, San Jose, is read and filed.

Annexation
Maypark No. 2
(Uninhabited)

Council now considers petition of the Board of Education of the San Jose Unified School District, dated December 17, 1953, requesting that pursuant to the provisions of the "Annexation of Uninhabited Territory Act of 1932", certain uninhabited territory described therein be annexed to the City of San Jose as deferred from December 21, 1953. Councilman Santora proposes and moves adoption of resolution that consideration of said petition be deferred to January 4, 1954, seconded by Councilman Watson and adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

James Lick Trust Fund

Notification, as Trustees of the James Lick Trust Fund, of distribution of capital gains from investment in the Massachusetts Investors

Trust, is presented. Councilman Starbird proposes and moves adoption of resolution that the City Manager be authorized to sign request for payment of said capital gains distribution to the James Lick Trust Fund for and on behalf of the City Council as trustees of the perpetual trust fund of \$25,000.00, the return from which inures to the Home of Benevolence, seconded by Councilman Foley and adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Proclamation
"Printing Week"

Request that January 17, through 23, 1954, be proclaimed as "Printing Week" in San Jose, is presented. Councilman Watson proposes and moves adoption of resolution that said request be granted and the Mayor be authorized to so proclaim, seconded by Councilman Santora and adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Ordinance No. 4276
Rezoning The Alameda

Ordinance No. 4276, entitled: "An Ordinance Amending The San Jose Municipal Code By Adding A New Section Thereto To Be Numbered 9102.44z8 Relating To Zoning", passed to print December 21, 1953, is given final reading and upon motion of Councilman Santora, seconded by Councilman Starbird, adopted:

Ayes: Councilmen - Doerr, Santora, Solari, Starbird,
Watson and Hathaway.
Having expressed his opinion that he is disqualified with reference to said question:
Not Voting: Councilmen - Foley.
Noes: Councilmen - None.
Absent: Councilmen - None.

Ordinance No. 4292
3 Weeks Vacation
After 5 Years
Service

Ordinance No. 4292, entitled: "An Ordinance Of The City Of San Jose Amending Ordinance No. 3100, Entitled: 'An Ordinance Fixing The Compensation, Hours, Discipline And Leaves Of Absence Of Certain Officers And Employees Of The City Of San Jose; Providing For The Transfer To, And Change In Title Of Certain Designated Positions; Making Certain Provisions Retroactive To And Including August 1, 1945, And Repealing Conflicting Ordinances', Adopted October 1, 1945, By Amending Sections 22, 24 And 25 Thereof, And Adding Thereto New Sections To Be Designated Sections 24A, 24B, 24C, 24D and 24E", passed to print December 21, 1953, is given final reading and upon motion of Councilman Watson, seconded by Councilman

Santora, adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari,
Watson and Hathaway.
Noes: Councilmen - Starbird.
Absent: Councilmen - None.

Proposed Added
Personnel
(3 Weeks Vacation)

Councilman Starbird proposes and moves adoption of resolution that the personnel in the Police and Fire Departments be increased as recommended by the respective Chiefs thereof in order to continue the services of said departments on the present basis after the three weeks vacation for employees with 5 years of service is effective. A. P. Hamann, City Manager recommends that said proposed resolution be considered by the Committee of the Whole. Councilman Doerr seconds said proposed resolution and proposes and moves adoption of resolution that said resolution, "that the personnel in the Police and Fire Departments be increased as recommended by the respective Chiefs thereof in order to continue the services of said departments on the present basis after the three weeks vacation for employees with 5 years of service is effective", be referred to the Committee of the Whole for consideration with the City Manager, seconded by Councilman Santora, and adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Parking
Adjacent to Subway
398 Willow St.

Council now considers complaint presented November 23, 1953, by Mrs. Sebastian Nazzisi, of the hazardous condition in front of her home at 398 Willow Street caused by vehicular parking adjacent to her driveway, and requesting that parking be prohibited at the approach of the Willow Street Subway. A. P. Hamann, City Manager, presents and files recommendation that parking be prohibited for a distance of 10' on each side of the driveway at 398 Willow Street, and that the curb be so painted. Councilman Watson proposes and moves adoption of resolution that said recommendation be accepted and approved, seconded by Councilman Santora and adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Rear Yard Adjustment
2058 Emory St.

Resolution of the City Planning Commission, by authority of

Article IX, Chapter 1, Part 7, of the San Jose Municipal Code, granting permission to use rear yard space of 20' at 2058 Emory Street in order to construct a cabana and swimming pool, in accordance with plot plan on file in the Building Department, is read. Councilman Starbird proposes and moves adoption of resolution that said resolution be approved, seconded by Councilman Foley and adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Can Line Bridge
Over S. 5th St.

Report of the City Engineer, the Director of Planning and the Building Inspections Supervisor, and recommending approval of request of Barron-Gray Packing Company Division, Hawaiian Pineapple Company, Limited, for permission to construct a can line bridge over S. 5th Street, between Martha and Virginia Streets, to connect its main cannery building on the W. side of 5th Street with its new warehouse on the E. side of 5th Street, presented December 14, 1953, is read. Councilman Watson proposes and moves adoption of resolution that said recommendation be approved and the City Attorney be directed to prepare and submit necessary resolution granting revocable permit for said can line bridge, seconded by Councilman Santora and adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Sale of Barracks
To The County

A. P. Hamann, City Manager, presents request of Frank H. Thill, County Executive, Santa Clara County, to purchase two surplus prefabricated metal barracks, and recommends and Councilman Watson proposes and moves adoption of resolution that approval be given for the sale to the County of Santa Clara of two prefabricated metal barracks, size 20'x48' at \$2.00 per square foot, as is, seconded by Councilman Solari and adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Proposed Membership
U. S. Conference of
Mayors

A. P. Hamann, City Manager, presents application for membership in United States Conference of Mayors with annual charge of \$250.00. By unanimous consent, consideration of said membership is deferred until

consideration of the 1954-1955 budget.

Two-Way Stop Signs
San Salvador St.
at 7th St.

Report of A. B. Philpott, Traffic Analyst, recommending that stop signs be installed to provide that vehicular traffic on San Salvador Street stop before entering S. 7th Street, is presented by the City Manager. Councilman Santora proposes and moves adoption of resolution that said recommendation be approved, seconded by Councilman Starbird and adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Proposed Rental
City-owned House
1177 Naglee Ave.

A. P. Hamann, City Manager, recommends, and Councilman Watson proposes and moves adoption of resolution that the City Manager be authorized to cause publication of Notice of Lease of City-owned house, not now needed for municipal purposes, at 1177 Naglee Avenue, seconded by Councilman Starbird and adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Ordinance No. 4296
Appropriation For
Improvement of Parks

Ordinance No. 4296, entitled: "An Ordinance Appropriating \$30,000 From The Unappropriated Surplus Of The Public Improvement Fund To The Department Of Parks For Park Development", is read and upon motion of Councilman Santora, Seconded by Councilman Watson, passed to print:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Ordering Plans
Improvement of
William St.-Columbus
& River Glen Parks

Councilman Starbird proposes and moves adoption of resolution that the City Engineer be directed to prepare plans and specifications for the improvement of the William Street Park, Columbus Park and River Glen Park, seconded by Councilman Santora and adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Monthly Report

Report of the Police Department for November is presented and filed.

Proposed Purchase of
Property From
Estate Development
Co. - W. San Carlos
St. Widening

Proposed Ordinance, entitled: "An Ordinance Authorizing The Mayor And The City Manager To Purchase For Municipal Purposes A Certain Described Parcel Of Real Property From Estate Development Company, A Partnership; To Deposit In Escrow And Pay The Purchase Price Of Said Parcel And To Pay Necessary Recording, Stamp, Tax, Escrow, Title Search And Such Other Fees And Expenses As Are Necessarily Incurred In Connection With Said Purchase; And Appropriating The Sum Of Ten Thousand (\$10,000.00) Dollars From The Special Gas Tax Street Improvement Fund", is presented by the Assistant City Attorney. Councilman Starbird proposes and moves adoption of resolution that said proposed ordinance be referred to the Committee of the Whole for consideration and report, seconded by Councilman Santora and adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Proposed Purchase of
Property From
Beaton et al
W. San Carlos St.
Widening

Proposed Ordinance, entitled: "An Ordinance Authorizing The Mayor And The City Manager To Purchase For Municipal Purposes A Certain Described Parcel Of Real Property From John Beaton And Jessie Beaton, His Wife; To Deposit In Escrow And Pay The Purchase Price Of Said Parcel And To Pay Necessary Recording, Stamp, Tax, Escrow, Title Search And Such Other Fees And Expenses As Are Necessarily Incurred In Connection With Said Purchase; And Appropriating The Sum Of Fourteen Thousand Two Hundred Fifty (\$14,250.00) Dollars From The Special Gas Tax Street Improvement Fund", is presented by the Assistant City Attorney. Councilman Starbird proposes and moves adoption of resolution that said proposed ordinance be referred to the Committee of the Whole for consideration and report, seconded by Councilman Santora and adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Proposed Purchase of
Property From
Smith et al.
W. San Carlos St.
Widening

Proposed Ordinance, entitled: "An Ordinance Authorizing The Mayor And The City Manager To Purchase For Municipal Purposes A Certain Described Parcel Of Real Property From Homer E. Smith and Zoe M. Smith, His Wife; To Deposit In Escrow And Pay The Purchase Price Of Said Parcel And To Pay Necessary Recording, Stamp, Tax, Escrow, Title Search And

Such Other Fees And Expenses As Are Necessarily Incurred In Connection With Said Purchase; And Appropriating The Sum Of Eighteen Thousand Two Hundred Fifty (\$18,250.00) Dollars From The Special Gas Tax Street Improvement Fund", is presented by the Assistant City Attorney. Councilman Starbird proposes and moves adoption of resolution that said proposed ordinance be referred to the Committee of the Whole for consideration and report, seconded by Councilman Santora and adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Proposed Purchase Of
Property From
Greene, et al.
W. San Carlos St.
Widening

Proposed Ordinance, entitled: "An Ordinance Authorizing The Mayor And The City Manager To Purchase For Municipal Purposes A Certain Described Parcel Of Real Property From J. P. Greene; To Deposit In Escrow And Pay The Purchase Price Of Said Parcel And To Pay Necessary Recording, Stamp, Tax, Escrow, Title Search And Such Other Fees And Expenses As Are Necessarily Incurred In Connection With Said Purchase; And Appropriating The Sum Of Twenty Thousand Two Hundred Fifty (\$20,250.00) Dollars From The Special Gas Tax Street Improvement Fund", is presented by the Assistant City Attorney. Councilman Starbird proposes and moves adoption of resolution that said proposed ordinance be referred to the Committee of the Whole for consideration and report, seconded by Councilman Santora and adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Resolution No. 10095
Opening 16th St.
Approving Preliminary
Map

Resolution No. 10095 granting preliminary approval to map show-
ing areas to be acquired for the proposed opening of 16th Street between
Mission Street and Vestal Street, is presented by the Assistant City
Attorney and upon motion of Councilman Starbird, seconded by Councilman
Solari, adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Alcoholic Beverage
Control Act

Notification of liquor license applications filed with the
State Board of Equalization, are presented and by unanimous consent, filed.

Happy New Year

Councilman Watson extends wishes for a Happy New Year to the officers and employees and the people of the City of San Jose.

Adjourn

Councilman Watson proposes and moves adoption of resolution that the Council adjourn, seconded by Councilman Santora and adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Adjourn

Council now adjourns at 10:25 o'clock P.M.

Parker L. Hathaway
PARKER L. HATHAWAY
Mayor

ATTEST: *Dorothy Covill*
DOROTHY COVILL
City Clerk

Mailed
7-16-54

Wednesday

San Jose, California

December 30, 1953

The Council of the City of San Jose convenes this day in special session at 1:00 o'clock P.M., in the Council Chambers of the City Hall, Market and San Antonio Streets, San Jose, California, in accordance with the provisions of Section 49 of the Charter and pursuant to the call of the City Manager, and on six hours written notice to all of the members of the City Council, evidenced by Notice of Special Meeting and Consent To Holding Of Council Meeting And Acknowledgment Of Receipt Of Notice Of Such Meeting, heretofore filed with the City Clerk, reading as follows and bearing the signatures of the members of the City Council:

NOTICE OF SPECIAL MEETING

To: Councilmen Robert C. Doerr, William J. Foley, Joe Santora, Louis S. Solari, George Starbird, Fred Watson and Mayor Hathaway.

A special meeting of the Council of the City of San Jose is hereby called and will be held at 1:00 o'clock P.M., Wednesday, December 30, 1953, in the Council Chambers of the City Hall, Market and San Antonio Streets, San Jose, California, for the purpose of considering and discussing the proposed acquisition of a park site and the taking of such action thereon as the Council may deem advisable.

This call for a special meeting is in accordance with and by authority of Section 49 of the Charter of the City of San Jose.

(Signed) A. P. Hamann
City Manager

Date: December 29, 1953.

CONSENT TO HOLDING OF COUNCIL MEETING AND ACKNOWLEDGMENT OF RECEIPT OF NOTICE OF SUCH MEETING

Receipt is hereby acknowledged of "Notice of Special Meeting", the same having been received at least six hours prior to 1:00 o'clock P.M., Wednesday, December 30, 1953.

JOE SANTORA (Signed) WILLIAM J. FOLEY (Signed)
LOUIS S. SOLARI (Signed) ROBERT C. DOERR (Signed)
GEORGE STARBIRD (Signed)
PARKER L. HATHAWAY (Signed)

Roll Call

Present: Councilmen - Doerr, Santora, Solari, Starbird, Watson and Hathaway.
Absent: Councilmen - Foley.

Minutes

Councilman Watson proposes and moves adoption of resolution that the Minutes of regular sessions of September 8, 14, 21, 23, 28, October 5, 13, 14, 26, 28, November 2, 9, 16, 18, 23, December 7, 14, 17, 21, and 28, 1953, and special session of November 27, 1953, be deferred.

seconded by Councilman Santora and adopted:

Ayes: Councilmen - Doerr, Santora, Solari,
Starbird, Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Foley.

Councilman Foley
Enters

Councilman Foley now enters and is seated.

Proposed Purchase
Park Site
(Di Napoli)

A. P. Hamann, City Manager, presents offer of Rocco Di Napoli et ux, for the sale to the City of approximately 8.4 acres of land with certain conditions, located on the N. side of Moorpark Avenue W. of Monroe Street, for \$55,000, for use as a park. Albert J. Ruffo, Attorney at Law, appears on behalf of Rocco Di Napoli, et ux, in support of said offer. General discussion is had. Councilman Solari proposes and moves adoption of resolution that said offer be accepted, seconded by Councilman Starbird and adopted:

Ayes: Councilmen - Santora, Solari, Starbird, Watson
and Hathaway.
Noes: Councilmen - Doerr and Foley.
Absent: Councilmen - None.

Councilman Doerr
Leaves Session

Councilman Doerr requests and is granted permission to leave session.

Ordinance No. 4297
Purchase Park Site
Di Napoli Property

Ordinance No. 4297 entitled: "An Ordinance Of The City Of San Jose Approving, Authorizing And Directing The Mayor And City Manager To Execute On Behalf Of Said City An Agreement Between Said City And Rocco And Mary Di Napoli Of Certain Real Property Situate On Moorpark Avenue In Santa Clara County, California, For Municipal Park and Recreational Purposes, For The Purchase Price of \$55,000.00; Appropriating \$55,200.00 From The Unappropriated Surplus Of The Public Improvement Fund Of Said City For The Payment Of Said Purchase Of Said Property In Accordance With Said Agreement And Authorizing The Expenditure Of Said Money For Such Purpose.", is presented by the Assistant City Attorney and upon motion of Councilman Starbird, seconded by Councilman Solari, passed to print:

Ayes: Councilmen - Santora, Solari, Starbird, Watson
and Hathaway.
Noes: Councilmen - Foley.
Absent: Councilmen - Doerr.

Adjourn

Councilman Santora proposes and moves adoption of resolution that the Council adjourn to meet again in regular session at 8:00 o'clock

P.M., January 4, 1954, seconded by Councilman Watson and adopted:

Ayes: Councilmen - Foley, Santora, Solari, Starbird,
Watson and Hathaway.

Noes: Councilmen - None.

Absent: Councilmen - Doerr.

Adjourn

Council now adjourns at 2:10 o'clock P.M.

Parker L. Hathaway
PARKER L. HATHAWAY
Mayor

ATTEST:

Dorothy Covill
DOROTHY COVILL
City Clerk

Mailed 1
7-23-54

Monday

San Jose, California

January 4, 1954

The Council of the City of San Jose convenes this day in regular session at 8:00 o'clock P.M.

Roll Call

Present: Councilmen - Doerr, Foley, Santora, Solari, Starbird, Watson and Hathaway.
Absent: Councilmen - None.

Invocation

Invocation is given by Reverend Clarence Crouser.

Minutes

Councilman Starbird proposes and moves adoption of resolution that consideration of the Minutes of regular sessions of September 8, 14, 21, 23, 28, October 5, 13, 14, 26, 28, November 2, 9, 16, 18, 23, December 7, 14, 17, 21, and 28, 1953 and special sessions of November 27 and December 30, 1953, be deferred, seconded by Councilman Watson and adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird, Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Bids
Motor Grader
& Trucks

Clerk reports receipt of six sealed proposals or bids for one Diesel Powered Motor Grader and six Trucks. Councilman Watson proposes and moves adoption of resolution that said sealed proposals or bids be opened, seconded by Councilman Starbird and adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird, Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Bids

Clerk now opens said sealed proposals or bids.

Bidders

- A. Bob Coyle Chevrolet Co., guarantee; Certified #525 check #18818 (90-82-1211) in amount of \$193.34; certified #524 check #18812 (90-82-1211) in amount of \$859.03.
- B. Ditz Bros., guarantee; Certified #27426 check #16072 (90-83-1211) in amount of \$1,000.00.
- C. Farmers Mercantile Company, guarantee; Certified #888 check #14578 (90-310) in amount of \$1,086.90.
- D. Matteoni Truck & Trailer Sales, guarantee; Certified #8296 check #27269 (90-85-1211) in amount of \$1,084.00.
- E. Valley Equipment Company, guarantee; Cashier's check #10494 (90-82-1211) in amount of \$1,016.95.
- *F. Western Traction Company, guarantee; Bid bond of Glen Falls Indemnity Company in amount of 10% of amount bid.

* Guarantee not in conformity with "Notice to Bidders".

Items	Bids					
	A Price \$ Cts.	B Price \$ Cts.	C Price \$ Cts.	D Price \$ Cts.	E Price \$ Cts.	F Price \$ Cts.
1 Diesel-powered motor grader	No Bid.	9368.00	10869.00	No Bid.	No Bid.	8477.00**
2 1954 3/4 ton pickup truck, standard cab	3245.18	No Bid.	No Bid.	3238.00	2926.76	No Bid.
2 1954 truck, standard cab & chassis	3930.54	No Bid.	No Bid.	4132.00	3996.60	No Bid.
1 1954 1/2 ton pickup truck with rear corner windows	1400.00	No Bid.	No Bid.	1465.00	1408.38	No Bid.
1 1954 3/4 ton pickup truck with dump body	1947.99	No Bid.	No Bid.	2000.00	1837.88	No Bid.

** \$50.00 discount - 15 days, net - 30 days.

PLUS STATE SALES TAX

Bids
Motor Grader
& Trucks

Councilman Santora proposes and moves adoption of resolution that said bids be referred to Purchasing Agent for consideration and report, seconded by Councilman Solari and adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari,
Starbird, Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Bids
Offset Duplicat-
ing Machine

Clerk reports receipt of two sealed proposals or bids for furnishing one offset duplicating machine. Councilman Doerr proposes and moves adoption of resolution that said sealed proposals or bids be opened, seconded by Councilman Santora and adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari,
Starbird, Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Bids

Clerk now opens said sealed proposals or bids.

Item	Bidders	
	Addressograph- Multigraph Corporation Price \$ Cts.	Davidson Sales Agency Price \$ Cts.
1 offset duplicating machine	2,325.55	2,502.00

PLUS STATE SALES TAX

Guarantee: Addressograph-Multigraph Corporation - Certified check #77582 (6-68-410) in amount of \$232.56; Davidson Sales Agency - Certified #083511 check #8882 (11-16-1210) in amount of \$250.00.

Bids
Offset Dupli-
cating Machine

Councilman Starbird proposes and moves adoption of resolution that said proposals or bids be referred to Purchasing Agent for consideration and report, seconded by Councilman Santora and adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Proposed Rezoning
E.&W. Sides of
N. 4th St.
N. of Gish Rd.

This being the time and place fixed for public hearing pursuant to Section 9112.1(c) of the San Jose Municipal Code for the purpose of considering and discussing the proposed rezoning from R-2 Residence District all or a part of the real property located on the E. and W. sides of N. Fourth Street, N. of Gish Road, to M-1 Manufacturing District, Clerk reports that no protests to said proposed rezoning have been filed. Bruce M. Jacobs, Attorney at Law, appearing on behalf of Harry Hill and Mr. and Mrs. W. E. Kiersted, urges that said area be not rezoned. Councilman Doerr proposes and moves adoption of resolution that said public hearing be continued to 8:00 o'clock P.M., January 18, 1954, Council Chambers, City Hall, seconded by Councilman Watson and adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Proposed Rezoning
N.&S. Sides
Julian St.
3rd to 4th Sts.

This being the time and place fixed for public hearing pursuant to Section 9112.1(b) of the San Jose Municipal Code for the purpose of considering and discussing the proposed rezoning from R-4 Residence District all or a part of the real property located on the N. and S. sides of Julian Street between 3rd and 4th Streets, to C Commercial District (Professional-Office), Clerk reports that no protests to said proposed rezoning have been filed. No person is present desirous of being heard. Councilman Watson proposes and moves adoption of resolution that said hearing be closed, seconded by Councilman Starbird and adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Ordinance No. 4298
Zoning Julian St.
Between 3rd and
4th Sts.

Ordinance No. 4298, entitled: "An Ordinance Amending The San Jose Municipal Code By Adding A New Section Thereto To Be Numbered 9102.44210, Rezoning Portions Of The Northerly And Southerly Sides Of East Julian Street In The Vicinity Of North Third And North Fourth Streets From R-4 Residence District To C Commercial District (Professional-Office)", is read and upon motion of Councilman Starbird, seconded by Councilman Foley, passed to print.

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Claim For Injuries
Matthews, Marian

Claim of Marian Matthews in amount of \$1,500 for alleged injuries received September 28, 1953 in front of 148 George Street, is presented. Councilman Watson proposes and moves adoption of resolution that said claim be referred to the City Attorney for consideration, seconded by Councilman Doerr and adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Resolution No. 10096
Annexation
Maypark No. 2
Uninhabited

Council now considers petition of the Board of Education of the San Jose Unified School District, dated December 17, 1953, requesting that pursuant to the provisions of the "Annexation of Uninhabited Territory Act of 1939", certain uninhabited territory described therein be annexed to the City of San Jose, as deferred from December 28, 1953. Affidavit of Pearce Davies, dated January 4, 1954, stating that he has examined the last equalized assessment roll of the County of Santa Clara and has ascertained that the San Jose Unified School District owns more than one-fourth of the land by assessed value and by area in said territory proposed to be annexed, is presented and filed by the Assistant City Attorney. Resolution No. 10096, entitled: "Resolution Giving Notice of Proposed Annexation To The City Of San Jose Of That Certain Uninhabited Territory Described Herein And Designated 'Maypark No. 2' And Giving Notice Of The Time And Place For Hearing Of Protests Thereto", is presented by the Assistant City Attorney and upon motion of Councilman Starbird, seconded by Councilman Watson, adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Fly Control

Isaac F. Orr presents and files communication requesting reconsideration of request filed on December 22, 1952 which proposed the creation of a Fly Control Board, an appropriation of \$5,000 for a fly control program and an amendment to the San Jose Municipal Code regarding screens and screen doors for restaurants. By unanimous consent, said communication is filed.

Bid
Motor Grader

Leonard Gross, appearing on behalf of the Western Traction Company, advises that the bidder's bond submitted with its bid as heretofore opened, for furnishing one Diesel-powered Motor Grader, does not bear the required

signature of said company and requests that he be allowed to secure the necessary signature and that said bid be considered, whereupon, the Assistant City Attorney advises that the Notice to Bidders for said equipment required that a certified or cashier's check be submitted with said bids and that the bid of Western Traction Company was therefore not in conformity with said notice since no certified or cashier's check was submitted, and said bid cannot be considered.

Commendation
Park Site, Etc.

Communication from Mrs. M. D. Baker, Chairman, Recreation Commission commending action of securing option for proposed park site located on the N. side of Moorpark Avenue near Monroe Street and for the appropriation of \$30,000 for development of Columbus, William Street and River Glen Parks, is read and by unanimous consent, filed.

Ordinance No. 4286
Leasing Airport
Lands To
Harry Davis

Ordinance No. 4286, entitled: "An Ordinance Leasing Certain Parcels Of City-Owned Airport Agricultural Land; Describing Said Parcels; And Setting Forth The Rental For Said Parcels", passed to print December 14, 1953, is given final reading and upon motion of Councilman Starbird, seconded by Councilman Watson, adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Ordinance No. 4293
Zoning SW Corner
Meridian Rd. &
Park Ave.

Ordinance No. 4293, entitled: "An Ordinance Amending The San Jose Municipal Code By Adding A New Section Thereto To Be Numbered 9102.4429, Relating To Zoning", passed to print December 28, 1953, is given final reading and upon motion of Councilman Starbird, seconded by Councilman Santora, adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Ordinance No. 4294
Zoning
El Arroyo No. 3

Ordinance No. 4294, entitled: "An Ordinance Amending Article IX, (Zoning) Chapter 1 Of The San Jose Municipal Code, By Adding Thereto A New Section, To Be Designated 9102.2428", passed to print December 28, 1953, is given final reading and upon motion of Councilman Doerr, seconded by Councilman Starbird, adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Ordinance No. 4295, entitled: "An Ordinance Of The City Of San Jose Approving The Annexation To The City Of San Jose Of Certain Uninhabited Territory Designated as 'Monterey Park No. 4' And Herein Described, And Herein Annexing Said Territory To Said City Of San Jose", passed to print on December 28, 1953, is presented for adoption. Ferdinand P. Palla, Assistant City Attorney, advises that because of the "Alternate Writ of Certiorari and Writ of Mandamus and Desisting from further Proceedings", heretofore issued by the Superior Court on January 4, 1954, the Council shall take no further action on said Ordinance No. 4295, whereupon, no further action is taken.

Ordinance No. 4296, entitled: "An Ordinance Appropriating \$30,000 From The Unappropriated Surplus Of The Public Improvement Fund To The Department Of Parks For Park Development", passed to print December 28, 1953, is given final reading and upon motion of Councilman Watson, seconded by Councilman Santora, adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird, Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Bid
3-Wheel Motorcycles
Reject

A. P. Hamann, City Manager, presents report of the Purchasing Agent that the proposal or bid of Sam Arena, opened December 28, 1953 for furnishing five 3-wheel motorcycles was not in conformity with Notice to Bidders and recommends that said proposal or bid be rejected. Councilman Starbird proposes and moves adoption of resolution that the proposal or bid of Sam Arena for furnishing five 3-wheel motorcycles be rejected, and the Purchasing Agent be authorized to purchase said motorcycles in the open market, seconded by Councilman Watson and adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird, Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Bids
Fire Hose
Award

A. P. Hamann, City Manager, advises that the Purchasing Agent and the Fire Chief report that the bid of Pioneer Rubber Mills, opened December 28, 1953, for furnishing 5000 feet of 2½" Fire Hose and 2000 feet of 1½" Fire Hose, does not meet the City specifications, and recommend that the bid of the American Rubber Manufacturing Company, be accepted. Councilman Watson proposes and moves adoption of resolution that said bid of The American Rubber Manufacturing Company be accepted, contract be awarded for

furnishing said Fire Hose, and all other bids be rejected, seconded by Councilman Solari and adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Resolution No. 10097
4-way Stop
Intersections

Resolution No. 10097 determining and designating four-way stop intersections within the City of San Jose providing four-way stop signs at Dana and Shasta Avenues, and repealing Resolution No. 9991, adopted August 31, 1953, is presented by the Assistant City Attorney and upon motion of Councilman Starbird, seconded by Councilman Santora, adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Resolution No. 10098
2-Way Stop
Intersections

Resolution No. 10098 determining and designating two-way stop intersections within the City of San Jose and repealing Resolution No. 10043, adopted October 26, 1953, providing that vehicular traffic stop on San Salvador Street before entering 7th Street eliminating two-way stop signs at Dana and Shasta Avenues, is presented by the Assistant City Attorney and upon motion of Councilman Starbird, seconded by Councilman Santora, adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Ordinance No. 4299
Jr. C. of C.
Traffic Safety
Education Agreement

Ordinance No. 4299, entitled: "An Ordinance Of The City Of San Jose Authorizing The Mayor And City Manager To Execute And Perform A Contract With The San Jose Junior Chamber of Commerce For The Purpose Of Traffic Safety Education And Community Promotion; And Authorizing And Directing The Mayor And City Manager To Expend The Sum Of \$1500 For Said Purpose", is read and upon motion of Councilman Santora, seconded by Councilman Foley, passed to print:

Ayes: Councilmen - Foley, Santora, Solari, Watson
and Hathaway.
Noes: Councilmen - Doerr and Starbird.
Absent: Councilmen - None.

Ordinance No. 4300
Chamber of Commerce
Industries, Trade
& Commerce Agreement

Ordinance No. 4300, entitled: "An Ordinance Of The City Of San Jose Authorizing The Mayor And City Manager To Execute And Perform A Contract With The San Jose Chamber Of Commerce For The Purpose Of Promoting

Industries, Trade And Commerce; And Authorizing And Directing The Mayor And City Manager To Expend The Sum Of \$20,000 In Accordance With The Terms Of And For The Purposes Set Forth In The Above Mentioned Contract", is read and upon motion of Councilman Starbird, seconded by Councilman Watson, passed to print:

Ayes: Councilmen - Foley, Santora, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - Doerr.
Absent: Councilmen - None.

Ordinance No. 4301
Chamber Of Commerce
Advertising &
Publicity Agreement

Ordinance No. 4301, entitled: "An Ordinance Of The City Of San Jose Authorizing The Mayor And City Manager To Execute And Perform A Contract With The San Jose Chamber Of Commerce For The Purpose Of Advertising And Publicizing Said City; And Authorizing And Directing The Mayor And City Manager To Expend The Sum Of \$9,000 For Said Purposé", is read and upon motion of Councilman Starbird, seconded by Councilman Watson, passed to print:

Ayes: Councilmen - Foley, Santora, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - Doerr.
Absent: Councilmen - None.

Resolution No. 10099
San Jose Water Works
Rate Increase

Resolution No. 10099, entitled: "A Resolution Of The Council Of The City Of San Jose Setting Forth The Position Of The City Of San Jose In Relation To The Application Of The San Jose Water Works For General Rate Increases Before The Public Utilities Commission, Application No. 34181", is presented by the Assistant City Attorney and upon motion of Councilman Starbird, seconded by Councilman Solari, adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Payment Authorized

Certificate of H. J. Flannery, City Engineer, approved by the City Manager, that there is due and payable to A. J. Peters and Son on contract for the construction of concrete storm sewers and appurtenances in San Jose Storm Sewer System, Route 5 and Vicinity, a second partial payment of \$61,679.16, is read. Councilman Watson proposes and moves adoption of resolution that said payment be authorized, seconded by Councilman Foley and adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Board of Administration
Police & Fire Dept.
Retirement Plan
Financial Report

Report of the Board of Administration of the Police and Fire
Department Retirement Plan, for the period from December 1, 1952 to
November 30, 1953, showing all receipts and disbursements, the names of
all persons receiving retirement allowances, the amounts paid each, and
the balance remaining in said Retirement Plan, is presented and filed.

Resolution No. 10100
Can Line Bridge
Over S. 5th St.

Resolution No. 10100 granting revocable permission to Barron-Gray
Packing Company, Division of Hawaiian Pineapple Company, Limited, to con-
struct and maintain a can line bridge over S. 5th Street between Virginia
and Martha Streets, to connect its main cannery building with new ware-
house, is presented and upon motion of Councilman Watson, seconded by
Councilman Santora, adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Alcoholic Beverage
Control Act

Notifications of liquor license applications filed with the State
Board of Equalization, are presented and by unanimous consent, filed.

Adjourn

Councilman Doerr proposes and moves adoption of resolution that
the Council adjourn, seconded by Councilman Watson, and adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari, Starbird
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Adjourn

Council now adjourns at 9:10 o'clock P.M.

ATTEST: *Dorothy Covill*
DOROTHY COVILL
City Clerk

Parker L. Hathaway
PARKER L. HATHAWAY
Mayor

Mailed 7/30/54

Munday San Jose, California January 11, 1954

The Council of the City of San Jose convenes this day in regular session at 8:00 o'clock P.M.

Roll Call Present: Councilmen - Doerr, Foley, Watson and Hathaway.

Absent: Councilmen - Santora, Solari and Starbird.

Invocation Invocation is given by Reverend Clarence Crouser.

Minutes The Minutes of regular sessions of September 8 and 14, 1953, having been read by each Councilman, Councilman Watson proposes and moves adoption of resolution that said Minutes be approved as heretofore read, and that consideration of the Minutes of regular sessions of September 21, 23, 28, October 5, 13, 14, 26, 28, November 2, 9, 16, 18, 23, December 7, 14, 17, 21 and 28, 1953, and January 4, 1954, and special sessions of November 27 and December 30, 1953, be deferred; seconded by Councilman Foley and adopted:

Ayes: Councilmen - Doerr, Foley, Watson and Hathaway.

Noes: Councilmen - None.

Absent: Councilmen - Santora, Solari and Starbird.

Bids
Asphalt Materials
1954

Clerk reports receipt of three sealed proposals or bids for furnishing asphalt materials for the fiscal year ending December 31, 1954. Councilman Foley proposes and moves adoption of resolution that said sealed proposals or bids be opened, seconded by Councilman Watson, and adopted:

Ayes: Councilmen - Doerr, Foley, Watson and Hathaway.

Noes: Councilmen - None.

Absent: Councilmen - Santora, Solari and Starbird.

Bids Clerk now opens said sealed proposals or bids.

Approximate Quantity	Items	Bidders					
		Leo F. Piazza Paving Co.		A. J. Raisch Paving Co.		C. E. Reed	
		Price		Price		Price	
		\$	Cts.	\$	Cts.	\$	Cts.
500 tons	plant-mixed surfacing, 1/2" maximum aggregate (M-C type), delivered from "Hot Plant" in minimum quantities of 50 tons in one day, per ton	4.00		5.00*		4.50	
500 tons	plant-mixed surfacing, 1/2" maximum aggregate (M-C type), delivered from stock pile at plant site in any quantities, per ton	4.00		5.00*		4.50	
500 tons	A.C. leveling course mixture from "Hot Plant" in any quantities, per ton	3.90		3.95*		4.00	
1000 tons	A.C. surface course mixture, Type B, delivered from "Cold Plant" in minimum quantities of 25 tons in one day, per ton	3.75		4.85*		4.30	
1000 tons	A.C. surface course mixture, Type B, delivered from "Hot Plant" in any quantities, per ton	3.75		3.85*		4.30	
1500 tons	A.C. surface course mixture, Type C, delivered from "Cold Plant" in minimum quantities of 25 tons in one day, per ton	4.25		5.45*		4.40	
1500 tons	A.C. surface course mixture, Type C, delivered from "Hot Plant" in any quantities, per ton	4.25		4.45*		4.40	

PLUS CALIFORNIA STATE SALES TAX

*Guarantee not in conformity with "Notice to Bidders"

Guarantee: Leo F. Piazza Paving Co. - Cashier's check #FW 5466 (90-1531-1211) in amount of \$2,700; A. J. Raisch Paving Company - Bid bond of United Pacific Insurance Company in amount of 10% of amount bid; C. E. Reed - certified #2187 check #13698 (90-86) in amount of \$2,830.

Councilmen
Solari & Starbird
Enter

Councilman Solari and Councilman Starbird now enter and are seated.

Bids
Asphalt Materials
1954

Councilman Watson proposes and moves adoption of resolution that said proposals or bids be referred to the Purchasing Agent for consideration and report, seconded by Councilman Doerr and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Canvassing Board
Maypark No. 1
Annexation Election

Councilman Watson proposes and moves adoption of resolution that the Council convene as a canvassing board for the purpose of canvassing the returns of the Maypark No. 1 Special Annexation Election, held on January 7, 1954, seconded by Councilman Starbird and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Canvass
Official Returns
Resolution No. 10101

Dorothy Covill, City Clerk, presents the official returns from the Maypark No. 1 Annexation Election Precinct at the Special Annexation Election held on January 7, 1954, as the same were filed with her by the Board of Election for said precinct, and advises that there were no absentee voters ballots cast for said election. The Council, in open session, now proceeds to canvass the official returns of said election. Resolution No. 10101, entitled: "Resolution Of The Council Of The City Of San Jose Stating The Proposition Submitted To Electors Residing In Certain Inhabited Territory Designated As 'Maypark No. 1', At An Election Held In Said Territory On January 7, 1954; Stating The Total Number Of Votes Cast At Said Election And The Number Of Votes Cast For And Against Annexation Of Said Territory To The City Of San Jose; And Ordering That This Resolution Be Entered In The Minutes Of This Council", reading as follows:

"BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE:

"WHEREAS, the Council of the City of San Jose, at its present regular meeting duly held on the 11th day of January, 1954, has just completed canvassing the returns of a special election, together with all absentee ballots cast at said election, held on the 7th day of January, 1954, in certain inhabited territory designated as 'Maypark No. 1', at which election there was submitted to electors residing in said designated territory the question and proposition hereinafter set forth;

"NOW, THEREFORE, the Council of the City of San Jose does hereby find, determine, declare and state:

"1. That on the 7th day of January, 1954, at a special election duly held in certain inhabited territory designated as 'Maypark No. 1', there was submitted to the electors residing in said designated territory the following proposition and question: 'Shall Maypark No. 1 be annexed to the City of San Jose?'

"2. That the total number of votes cast by absentee ballots at the aforesaid election on the aforesaid proposition is none.

"3. That the total number of votes cast in the aforesaid election on the aforesaid proposition is two hundred ninety-eight (298).

"4. That the total number of votes cast at the aforesaid election for and in favor of the annexation of said designated territory to the City of San Jose is one hundred fifty (150).

"5. That the total number of votes cast at the aforesaid election against the annexation of said designated territory to the City of San Jose is one hundred forty-eight (148).

"6. That a majority of the votes cast at said election on the aforesaid proposition is for and in favor of the annexation of the aforesaid designated territory to the City of San Jose.

"And the Council of the City of San Jose does hereby direct and order that this resolution and its entire contents be entered upon and in and be a part of the minutes of this Council.",

is read, and upon motion of Councilman Starbird, seconded by Councilman

Watson, adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Adjourn As
Canvassing Board

Councilman Watson proposes and moves adoption of resolution
that the Council adjourn as a Canvassing Board to reconvene in regular
session, seconded by Councilman Doerr and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Ordinance No. 4302
Maypark No. 1

Ordinance No. 4302, entitled: "An Ordinance Of The City Of
Approving Annexation San Jose Approving The Annexation To The City Of San Jose Of Certain
Inhabited Territory Designated As 'Maypark No. 1' And Herein Described",
is presented and upon motion of Councilman Starbird, seconded by
Councilman Watson, passed to print:

Ayes: Councilmen - Doerr, Solari, Starbird, Watson,
and Hathaway.
Noes: Councilmen - Foley.
Absent: Councilmen - Santora.

Class A
Auctioneer License
Lyle Muller

Application of Lyle Muller for a license to conduct Class A
auctions at 548 Keyes Street, pursuant to the provisions of Article VI,
Chapter 2, Part 6 of San Jose Municipal Code, is presented and reported
in proper form. Councilman Solari proposes and moves adoption of
resolution that said license be granted, seconded by Councilman Doerr
and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Resolution No. 10102
Extension of Time
Julian, St. John,
St. James, 17th, Reed,
Taylor & Virginia Sts.

Request of Leo F. Piazza Paving Co. for an extension of
time through January 12, 1954, in which to complete contract for the
improvement of portions of Julian, St. John, St. James, 17th, Reed,
Taylor and Virginia Streets, Major City Streets, is read. H. J.
Flannery, City Engineer, recommends said request be granted. Resolu-
tion No. 10102, extending to and including January 12, 1954, the time
in which to complete contract for the improvement of portions of
Julian Street, Project No. 71; St. John Street, Project No. 79;

St. James Street, Project No. 80; 17th Street, Project No. 135; Reed Street, Project No. 142; Taylor Street, Project No. 143 and Virginia Street, Project No. 145, is read, and upon motion of Councilman Foley, seconded by Councilman Watson, adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Proclamation
YMCA Week

Request that January 24 through January 31, 1954, be proclaimed as "YMCA Week", in San Jose, is presented by the Mayor. Councilman Watson proposes and moves adoption of resolution that said request be granted and the Mayor be authorized to so proclaim, seconded by Councilman Foley and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Ordinance No. 4297
Purchase Park Site
Di Napoli Property

Ordinance No. 4297, entitled: "An Ordinance Of The City Of San Jose Approving, Authorizing And Directing The Mayor And City Manager To Execute On Behalf Of Said City An Agreement Between Said City And Rocco And Mary Di Napoli Of Certain Real Property Situate On Moorpark Avenue In Santa Clara County, California, For Municipal Park And Recreational Purposes, For The Purchase Price of \$15,000.00; Appropriating \$55,200.00 From The Unappropriated Surplus Of The Public Improvement Fund Of Said City For The Payment Of Said Purchase Of Said Property In Accordance With Said Agreement And Authorizing The Expenditure Of Said Money For Such Purpose", passed to print December 30, 1953, is given final reading and upon motion of Councilman Starbird, seconded by Councilman Solari, adopted:

Ayes: Councilmen - Doerr, Solari, Starbird, Watson
and Hathaway.
Noes: Councilmen - Foley.
Absent: Councilmen - Santora.

Ordinance No. 4298
Zoning Julian St.
Between 3rd and
4th Sts.

Ordinance No. 4298, entitled: "An Ordinance Amending The San Jose Municipal Code By Adding A New Section Thereto To Be Numbered 9102.44z10, Rezoning Portions Of The Northerly And Southerly Sides Of East Julian Street In The Vicinity Of North Third And North Fourth Streets From R-4 Residence District To C Commercial District

(Professional-Office)", passed to print January 4, 1954, is given final reading and upon motion of Councilman Starbird, seconded by Councilman Solari, adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Ordinance No. 4299
Jr. C. of C.
Traffic Safety
Education Agreement

Ordinance No. 4299, entitled: "An Ordinance Of The City Of San Jose Authorizing The Mayor And City Manager To Execute And Perform A Contract With The San Jose Junior Chamber Of Commerce For The Purpose Of Traffic Safety Education And Community Promotion; And Authorizing And Directing The Mayor And City Manager To Expend The Sum Of \$1500 For Said Purpose", passed to print January 4, 1954, is given final reading and upon motion of Councilman Solari, seconded by Councilman Foley, adopted:

Ayes: Councilmen - Foley, Solari, Watson and Hathaway.
Noes: Councilmen - Doerr and Starbird.
Absent: Councilmen - Santora.

Ordinance No. 4300
Chamber of Commerce
Industries, Trade
& Commerce Agreement

Ordinance No. 4300, entitled: "An Ordinance Of The City Of San Jose Authorizing The Mayor And City Manager To Execute And Perform A Contract With The San Jose Chamber Of Commerce For The Purpose Of Promoting Industries, Trade And Commerce; And Authorizing And Directing The Mayor And City Manager To Expend The Sum Of \$20,000 In Accordance With The Terms Of And For The Purposes Set Forth In The Above Mentioned Contract", passed to print January 4, 1954, is given final reading and upon motion of Councilman Starbird, seconded by Councilman Watson, adopted;

Ayes: Councilmen - Foley, Solari, Starbird, Watson
and Hathaway.
Noes: Councilmen - Doerr.
Absent: Councilmen - Santora.

Ordinance No. 4301
Chamber Of Commerce
Advertising &
Publicity Agreement

Ordinance No. 4301, entitled: "An Ordinance Of The City Of San Jose Authorizing The Mayor And City Manager To Execute And Perform A Contract With The San Jose Chamber Of Commerce For The Purpose Of Advertising And Publicizing Said City; And Authorizing And Directing The Mayor And City Manager To Expend The Sum Of \$9,000 For Said Purpose", passed to print January 4, 1954, is given final reading and upon motion

of Councilman Starbird, seconded by Councilman Watson, adopted:

Ayes: Councilmen - Foley, Solari, Starbird, Watson
and Hathaway.
Noes: Councilmen - Doerr.
Absent: Councilmen - Santora.

Reports

Annual report of the Recreation Commission for the year 1952-1953, and quarterly report of the Historic Landmarks Commission for October, November and December, 1953, are presented and filed.

Commendation
Moorpark Ave.
Park Site
Etc.

Communication from the City Planning Commission commending the Council for the purchase of a park site on the N. side of Moorpark Avenue near Monroe Street and for the appropriation of \$30,000 for development of the Columbus, William Street and River Glen Parks, is read and by unanimous consent, filed.

Emergency First Aid
Station

Report and recommendation, pursuant to Section 94 of the Charter, from the City Planning Commission, as referred on October 13, 1953, approving the functional design and architectural design of the proposed Emergency First Aid Station building, and recommending that said building be not located at 1st and Rosa Streets, with reasons therefor, is read. Communication from Frank M. Santana, President, City Planning Commission, advising that due to illness he was not present when the City Planning Commission acted on the recommendation heretofore presented and setting forth his reason for not favoring the location of said building at 1st and Rosa Streets, is read and filed. Councilman Watson proposes and moves adoption of resolution that the recommendation of the City Planning Commission approving the functional design and architectural design of the proposed Emergency First Aid Station, be accepted, seconded by Councilman Foley and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Location
Emergency First Aid
Station
1st & Rosa Sts.

Councilman Watson proposes and moves adoption of resolution that the proposed Emergency First Aid Station, when constructed, be located at 1st and Rosa Streets, seconded by Councilman Foley and adopted:

Ayes: Councilmen - Foley, Solari, Starbird, Watson
and Hathaway.
Noes: Councilmen - Doerr.
Absent: Councilmen - Santora.

Proposed Planning
Government
Center, Etc.

Communication from the City Planning Commission recommending that before any further site planning or proposals in regard to the location of governmental facilities at the government center be resolved, that the former Joint Civic Center Committee be asked to become active and that the Directors of the staffs of both the City and County Planning Commissions be represented thereon, is presented. General discussion is had with the Director of Planning and the City Engineer. By unanimous consent, said recommendation is accepted and Councilman Watson proposes and moves adoption of a resolution that the City Manager be directed to take the necessary steps for preparation of the plans, and for the determination of the exact location on city-owned property at 1st and Rosa Streets, of said proposed Emergency First Aid Station, seconded by Councilman Starbird and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Rear Yard Adjustment
SW Markham & Curtner
Aves.

Resolution of the City Planning Commission, by authority of Article IX, Chapter 1, Part 7, of the San Jose Municipal Code, granting rear yard adjustment to 5' for the property at the SW corner of Markham Avenue and Curtner Avenue, to permit the construction of a dwelling, as shown on plot plan on file in the Department of Building is read. Councilman Solari proposes and moves adoption of resolution that said resolution be approved, seconded by Councilman Doerr, and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Adjustment For
Storage Building
1025 Cinnabar St.

Resolution of the City Planning Commission, granting Falstaff Brewing Corporation permission to build a grain storage building at 1025 Cinnabar Street, with a maximum height of 110' to replace existing building of 135' height, is read. Councilman Starbird proposes and moves adoption of resolution that said resolution be approved, seconded by Councilman Watson and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Airport No. 1
Final Zoning

Resolution of the City Planning Commission, adopted January
Resolution No. 10103 5, 1954, entitled: "Resolution Submitting To Council Final Report On
Zoning Annexed Area Known As 'Airport No. 1'", is presented. Resolu-
tion No. 10103, directing public hearing on final report of the City
Planning Commission on zoning annexed area known as "Airport No. 1"
and providing for notice of such hearing, is read and upon motion of
Councilman Starbird, seconded by Councilman Foley, adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Unnamed Alleys
Close & Abandon
Parallel With 3rd St.
Between Virginia &
Martha Sts.

Recommendation of the City Planning Commission, pursuant to
Section 94 of the Charter, approving the petition of Barron-Gray
Packing Company Division of Hawaiian Pineapple Company, Limited, filed
December 21, 1953, that an unnamed public alley running between
Virginia and Martha Streets parallel with and easterly of 3rd Street,
and an unnamed public alley running between Virginia and Martha Streets
parallel with and westerly of 5th Street, be closed and abandoned, is
presented. Councilman Starbird proposes and moves adoption of reso-
lution that said recommendation be accepted and filed, seconded by
Councilman Watson and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Unnamed Alleys
Close & Abandon
Parallel With 3rd St.
Between Virginia &
Martha Sts.

Report of H. J. Flannery, City Engineer, that there is no
objection to the closing of the unnamed public alley running between
Virginia and Martha Streets parallel with and easterly of 3rd Street,
and an unnamed public alley running between Virginia and Martha Streets
parallel with and westerly of 5th Street, as there are no public
utilities located in said alleys, is read and upon motion of Councilman
Starbird, seconded by Councilman Watson, said report is accepted
and filed:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Unnamed Alleys
Resolution No. 10104
Adopting Map for
Closing

Map or plat prepared by the City Engineer, showing the location of two unnamed alleys as the same will be closed and abandoned, is presented. Resolution No. 10104, adopting said map or plat for the abandonment of two unnamed alleys, running between Virginia and Martha Streets, parallel with 3rd Street and with 5th Street, is read and upon motion of Councilman Starbird, seconded by Councilman Solari, adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Unnamed Alleys
Res. of Int. No. 10105
Close & Abandon

Resolution of Intention No. 10105, closing and abandoning two unnamed alleys running between Virginia and Martha Streets, parallel with 3rd Street and with 5th Streets, is read and upon motion of Councilman Starbird, seconded by Councilman Solari, adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Bids
Motor Grader

Council now considers the proposals or bids, opened January 4, 1954, for furnishing one Diesel Powered Motor Grader. H. J. Flannery, City Engineer, recommends and Councilman Watson proposes and moves adoption of resolution that consideration of said proposals or bids be deferred to January 18, 1954, seconded by Councilman Solari and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

3/4 Ton Pickup Trucks
Award

H. J. Flannery, City Engineer, advises that the Purchasing Agent reports that the bid of Matteoni Truck and Trailer Sales opened January 4, 1954, for furnishing two 1954 3/4 ton pickup trucks, standard cabs, is the lowest responsible bid and recommends that said bid be accepted. Councilman Watson proposes and moves adoption of resolution that said bid of Matteoni Truck and Trailer Sales be accepted, contract be awarded for furnishing said equipment, and all other bids be rejected, seconded by Councilman Solari and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

1954 Trucks, Standard
Cab & Chassis
Award

H. J. Flannery, City Engineer, advises that the Purchasing Agent reports that the bid of Bob Coyle Chevrolet Company opened January 4, 1954, for furnishing two 1954 trucks, standard cab and chassis, is the lowest responsible bid and recommends that said bid be accepted. Councilman Watson proposes and moves adoption of resolution that said bid of Bob Coyle Chevrolet Company be accepted, contract be awarded for furnishing said equipment, and all other bids be rejected, seconded by Councilman Foley and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

1/2 Ton Pickup Truck
Award

H. J. Flannery, City Engineer, advises that the Purchasing Agent reports that the bid of Bob Coyle Chevrolet Company opened January 4, 1954, for furnishing one 1954 1/2 ton pickup truck with rear corner windows, is the lowest responsible bid and recommends that said bid be accepted. Councilman Watson proposes and moves adoption of resolution that said bid of Bob Coyle Chevrolet Company be accepted, contract be awarded for furnishing said equipment, and all other bids be rejected, seconded by Councilman Starbird and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

3/4 Ton Dump Truck
Award

H. J. Flannery, City Engineer, advises that the Purchasing Agent reports that the bid of Bob Coyle Chevrolet Company, opened January 4, 1954, for furnishing one 1954 3/4 ton dump truck, is the lowest responsible bid and recommends that said bid be accepted. Councilman Watson proposes and moves adoption of resolution that said bid of Bob Coyle Chevrolet Company be accepted, contract be awarded for furnishing said equipment, and all other bids be rejected, seconded by Councilman Solari and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Bids
Offset Duplicating
Machine

Council now considers the proposals or bids, opened January 4, 1954, for furnishing one offset duplicating machine. H. J. Flannery, City Engineer, requests and Councilman Doerr proposes and moves adoption of resolution that consideration of said proposals or bids be deferred to January 18, 1954, seconded by Councilman Watson and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Report

Report of the Fire Department for November, 1953 is presented and filed.

Bus Service
Route 6
San Jose City Lines

H. J. Flannery, City Engineer, presents and files report of the City Manager on request of Mr. and Mrs. Leland McIntire, and others, that bus service on Route 6 of the San Jose City Lines, Inc., which terminates at Newhall and Coleman Avenues be extended from 6:55 o'clock P.M., to midnight on weekdays, and from 6:25 o'clock P.M. to midnight on Sundays and holidays, as referred on May 25, 1953, advising that the San Jose City Lines reports that it is not feasible to extend service as requested because there is not enough passenger demand. Councilman Starbird proposes and moves adoption of resolution that said report be accepted and the City Clerk be directed to advise said petitioners, seconded by Councilman Doerr and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Extension of Bus
Service on
O'Connor Dr.

H. J. Flannery, City Engineer, presents and files report of the City Manager, as referred on October 26, 1953, that the San Jose City Lines will definitely extend its bus service to serve the new O'Connor Hospital and Medical Center and that the exact route is to be determined as soon as Forest Avenue is completed, and by unanimous consent said report is accepted and filed.

Spur Track
Campbell Ave.
S.P. Co.

Report of the City Engineer and the Director of Planning recommending that request of Southern Pacific Company, as referred on December 17, 1953, for a permit to construct, maintain and operate a spur track in and across Campbell Avenue, shown on Coast Divn. Drawing

No. 28365 of the Southern Pacific Company, dated December 7, 1953, be granted conditioned that: 1) permit, if granted, be revocable; 2) all necessary safety devices be provided by the Southern Pacific Company; 3) any improvements in Campbell Avenue, whether in pavement or any sewerage which it is necessary to disturb by this crossing, be replaced to the satisfaction of the City Engineer; 4) difference in cost between crossing the track with a sanitary or storm sewer by means of jacking or tunneling, and crossing by open trench, be borne by the Southern Pacific Company; 5) permit be granted in keeping with the established municipal requirements of the City of San Jose as may be supplemented by Resolution No. 7629, adopted by the City Council September 2, 1947; and 6) the granting of said revocable permit be also subject to any requirements of the Legal Department, is read. Councilman Starbird proposes and moves adoption of resolution that said report and recommendation be accepted and the City Attorney be directed to prepare and submit on January 18, 1954, the necessary resolution granting said revocable permit, seconded by Councilman Watson and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Ordinance No. 4303
Property Purchase
(Beaton)

Ordinance No. 4303, entitled: "An Ordinance Authorizing The Mayor And The City Manager To Purchase For Municipal Purposes A Certain Described Parcel Of Real Property From John Beaton And Jessie Beaton, His Wife; To Deposit In Escrow And Pay The Purchase Price Of Said Parcel And To Pay Necessary Recording, Stamp, Tax, Escrow, Title Search And Such Other Fees And Expenses As Are Necessarily Incurred In Connection With Said Purchase; And Appropriating The Sum Of Fourteen Thousand Two Hundred Fifty (\$14,250.00) Dollars From The Special Gas Tax Street Improvement Fund", is read and upon motion of Councilman Starbird, seconded by Councilman Doerr, passed to print:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Ordinance No. 4304
Property Purchase
(Smith)

Ordinance No. 4304, entitled: "An Ordinance Authorizing The Mayor And The City Manager To Purchase For Municipal Purposes A Certain Described Parcel Of Real Property From Homer E. Smith And Zoe M. Smith, His Wife; To Deposit In Escrow And Pay The Purchase Price Of Said Parcel And To Pay Necessary Recording, Stamp, Tax, Escrow, Title Search And Such Other Fees And Expenses As Are Necessarily Incurred In Connection With Said Purchase; And Appropriating The Sum Of Eighteen Thousand Two Hundred Fifty (\$18,250.00) Dollars From The Special Gas Tax Street Improvement Fund", is read and upon motion of Councilman Starbird, seconded by Councilman Foley, passed to print:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Ordinance No. 4305
Property Purchase
(Estate Development
Co.)

Ordinance No. 4305, entitled: "An Ordinance Authorizing The Mayor And The City Manager To Purchase For Municipal Purposes A Certain Described Parcel Of Real Property From Estate Development Company, A Partnership; To Deposit In Escrow And Pay The Purchase Price Of Said Parcel And To Pay Necessary Recording, Stamp, Tax, Escrow, Title Search And Such Other Fees And Expenses As Are Necessarily Incurred In Connection With Said Purchase; And Appropriating The Sum Of Ten Thousand (\$10,000.00) Dollars From The Special Gas Tax Street Improvement Fund", is read and upon motion of Councilman Watson, seconded by Councilman Doerr, passed to print:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Ordinance No. 4306
Property Purchase
(Greene)

Ordinance No. 4306, entitled: "An Ordinance Authorizing The Mayor And The City Manager To Purchase For Municipal Purposes A Certain Described Parcel Of Real Property From J. P. Greene; To Deposit In Escrow And Pay The Purchase Price Of Said Parcel And To Pay Necessary Recording, Stamp, Tax, Escrow, Title Search And Such Other Fees And Expenses As Are Necessarily Incurred In Connection With Said Purchase; And Appropriating The Sum Of Twenty Thousand Two Hundred Fifty (\$20,250.00) Dollars From the Special Gas Tax Street Improvement Fund",

is read and upon motion of Councilman Watson, seconded by Councilman Doerr, passed to print:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Resolution No. 10106 Resolution No. 10106, withdrawing certain territory designated
Withdrawing Airport No. 1 as "Airport No. 1" from the Central Fire Protection District of the
From Central Fire Protection District County of Santa Clara, is presented by Assistant City Attorney and
upon motion of Councilman Starbird, seconded by Councilman Doerr,
adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Resolution No. 10107 Resolution No. 10107, withdrawing certain territory designated
S.W.G. No. 14 as "South Willow Glen No. 14" from the Central Fire Protection District
Withdrawing From Central Fire Protection Dist. of the County of Santa Clara, is presented by the Assistant City Attor-
ney and upon motion of Councilman Starbird, seconded by Councilman
Foley, adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Resolution No. 10108 Resolution No. 10108 withdrawing certain territory designated
S.W.G. No. 16 as "South Willow Glen No. 16" from the Central Fire Protection District
Withdrawing From Central Fire Protection Dist. of the County of Santa Clara, is presented by the Assistant City
Attorney and upon motion of Councilman Starbird, seconded by Councilman
Solari, adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Resolution No. 10109 Resolution No. 10109 withdrawing certain territory designated
Bascom No. 20 as "Bascom No. 20" from the Santa Clara County Fire Protection District
Withdrawing From Fire Protection Dist. No. 1, is presented by the Assistant City Attorney and upon motion
#1 of Councilman Starbird, seconded by Councilman Foley, adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Resolution No. 10110
Bascom No. 20
Withdrawing From
Maypark Lighting Dist.

Resolution No. 10110 withdrawing certain territory designated
as "Bascom No. 20" from the Maypark Lighting District in the County
of Santa Clara, California, is presented by the Assistant City Attorney
and upon motion of Councilman Starbird, seconded by Councilman Doerr,
adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Resolution No. 10111
El Arroyo No. 3
Withdrawing From
Willow Glen Lighting
District

Resolution No. 10111 withdrawing certain territory designated
as "El Arroyo No. 3" from the Willow Glen Lighting District, in the
County of Santa Clara, California, is presented by the Assistant City
Attorney and upon motion of Councilman Starbird, seconded by
Councilman Doerr, adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Resolution No. 10112
El Arroyo No. 3
Withdrawing From
Central Fire
Protection Dist.

Resolution No. 10112 withdrawing certain territory designated
as "El Arroyo No. 3" from the Central Fire Protection District of the
County of Santa Clara, is presented by the Assistant City Attorney and
upon motion of Councilman Starbird, seconded by Councilman Watson,
adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Resolution No. 10113
S.W.G. #15
Withdrawing From
Lincoln Glen
Lighting Dist.

Resolution No. 10113 withdrawing certain territory designated
as "South Willow Glen No. 15" from the Lincoln Glen Lighting District,
in the County of Santa Clara, California, is presented by the Assistant
City Attorney and upon motion of Councilman Starbird, seconded by
Councilman Doerr, adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Resolution No. 10114
S.W.G. No. 15
Withdrawing From
Central Fire
Protection Dist.

Resolution No. 10114 withdrawing certain territory designated
as "South Willow Glen No. 15" from the Central Fire Protection District,
of the County of Santa Clara, is presented by the Assistant City Attorney
and upon motion of Councilman Starbird, seconded by Councilman Solari,

adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Resolution No. 10115
Bascom No. 21
Withdrawing From
Maypark Light. Dist.

Resolution No. 10115 withdrawing certain territory designated
as "Bascom No. 21", from the Maypark Lighting District, in the County
of Santa Clara, California, is presented by the Assistant City Attorney
and upon motion of Councilman Watson, seconded by Councilman Starbird,
adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Resolution No. 10116
Bascom No. 21
Withdrawing From
Santa Clara Co. Fire
Protection Dist. #1

Resolution No. 10116 withdrawing certain territory designated
as "Bascom No. 21" from the Santa Clara County Fire Protection District
No. 1, is presented by the Assistant City Attorney and upon motion of
Councilman Starbird, seconded by Councilman Watson, adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Resolution No. 10117
Bascom No. 22
Withdrawing From
Maypark Lighting
Dist.

Resolution No. 10117 withdrawing certain territory designated
as "Bascom No. 22" from the Maypark Lighting District, in the County
of Santa Clara, California, is presented by the Assistant City Attorney
and upon motion of Councilman Starbird, seconded by Councilman Solari,
adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Resolution No. 10118
Maypark No. 2
Amends Res. 10096
Annexation

Resolution No. 10118 amending Resolution No. 10096 entitled,
"Resolution Giving Notice Of Proposed Annexation To The City Of San
Jose Of That Certain Uninhabited Territory Described Herein And Desig-
nated 'Maypark No. 2' And Giving Notice Of The Time And Place For
Hearing Of Protests Thereto", adopted on January 4, 1954, by adding
thereto a statement that the territory therein designated as "Maypark
No. 2" shall become a part of the San Jose Unified School District
if such territory is annexed to the City of San Jose, is presented by

the Assistant City Attorney and upon motion of Councilman Starbird,
seconded by Councilman Foley, adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Ordinance No. 4307
Compromise Claim Of
Frances Stafford

Ordinance No. 4307, entitled: "An Ordinance Of The City Of
San Jose Authorizing The City Manager And City Attorney to Compromise
The Claim Of Frances Stafford Against The City Of San Jose; And Appro-
priating The Sum of \$2,250.00 From The Judgments And Losses Account Of
The General Fund To Be Paid In Satisfaction Of Said Claim", is read
and upon motion of Councilman Solari, seconded by Councilman Watson,
passed to print:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Resolution No. 10119
Repealing Res. 9398
Attorney At
Meetings of
Plan. Com.

Resolution No. 10119 repealing Resolution No. 9398 entitled:
"Resolution Requiring The Attendance Of A Member Of The City Attorney's
Staff To Attend The Regular Meetings Of The Planning Commission,"
adopted February 4, 1952, is presented by the Assistant City Attorney
and upon motion of Councilman Starbird, seconded by Councilman Watson,
adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Approve
Legal Steno Clerk
City Attorney

Mayor Hathaway reports that the Committee of the Whole
recommends, and Councilman Solari proposes and moves adoption of
resolution that one additional position of Legal Stenographer Clerk
be allowed in the Department of City Attorney, seconded by Councilman
Watson and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Council Meeting
January 27, 1954

Mayor Hathaway announces that there will be a regular Council
meeting at 4:00 o'clock P.M., January 27, 1954, Council Chambers, City
Hall.

Resolution No. 10120
Accept Final Map
Tract No. 1239
Thomas Gardens #2

Resolution No. 10120, approving and accepting final map of
Tract No. 1239, Thomas Gardens, Unit No. 2, is presented and upon
motion of Councilman Starbird, seconded by Councilman Watson, adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Resolution No. 10121
Fixing Curb Grades
Tract No. 1239
Thomas Gardens #2

Resolution No. 10121 fixing official curb grades and position
of curbs for portions of Mazzaglia Avenue and Curtner Avenue, all in or
adjacent to Thomas Gardens, Unit No. 2, Tract No. 1239, is presented
and upon motion of Councilman Starbird, seconded by Councilman Watson,
adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Resolution No. 10122
Adopting Plans
Tract No. 1239
Thomas Gardens #2

Resolution No. 10122 adopting plans and specifications for
the improvement of portions of Mazzaglia Avenue and Curtner Avenue
all in and adjacent to Thomas Gardens, Unit No. 2, Tract No. 1239, is
presented and upon motion of Councilman Watson, seconded by Councilman
Foley, adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Resolution No. 10123
Contract For Improve-
ment of
Tract No. 1239
Thomas Gardens #2

Resolution No. 10123 approving and authorizing the execution
of the contract for the improvement of Tract No. 1239, Thomas Gardens,
Unit No. 2, is presented and upon motion of Councilman Watson,
seconded by Councilman Doerr, adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Alcoholic Beverage
Control Act

Notification of liquor license applications filed with the
State Board of Equalization, are presented and by unanimous consent,
filed.

Adjourn
in Memory
O'Brien, Chas. M.

Councilman Watson proposes and moves adoption of resolution
that the Council adjourn in respect to the memory of Charles M. O'Brien

member of the Board of Freeholders who drafted the 1916 Charter and
a Councilman from July 1, 1916 to June 30, 1920, deceased January 6,
1954, seconded by Councilman Solari and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Adjourn

Council now adjourns at 9:30 o'clock P.M.

Parker L. Hathaway
PARKER L. HATHAWAY
Mayor

ATTEST: *Dorothy Govill*
DOROTHY GOVILL
City Clerk

Mailed 8-27-54

Monday San Jose, California January 18, 1954

The Council of the City of San Jose convenes this day in regular session at 8:00 O'clock P.M.

Roll Call Present: Councilmen - Doerr, Foley, Santora, Solari, Starbird and Watson.
Absent: Councilmen - Hathaway.

Councilman Foley Mayor Pro Tempore Councilman Watson proposes and moves adoption of resolution that Councilman Foley preside at Mayor Pro Tempore in the absence of Mayor Hathaway, seconded by Councilman Santora, and adopted:

Ayes: Councilmen - Doerr, Santora, Solari, Starbird, and Watson.
Noes: Councilmen - None.
Not Voting: Councilmen - Foley
Absent: Councilmen - Hathaway.

Invocation Invocation is given by Reverend Clarence Crouser.

Minutes The Minutes of regular session of September 21, 1953, and session of September 23, 1953, having been read by each Councilman, Councilman Starbird proposes and moves adoption of resolution that said Minutes be approved as heretofore read, and that consideration of the Minutes of regular sessions of September 28, October 5, 13, 14, 26, 28, November 2, 9, 16, 18, 23, 27, December 7, 14, 17, 21, 28, 30, 1953, January 4 and 11, 1954, be deferred seconded by Councilman Watson and adopted:

Ayes: Councilmen - Doerr, Santora, Solari, Starbird, Watson and Foley.
Noes: Councilmen - None.
Absent: Councilmen - Hathaway.

Bids Recording and Transcribing Instruments Clerk reports receipt of two sealed proposals or bids for two Electronic Disc Type Recording Instruments and two Electronic Disc Type Transcribing Instruments. Councilman Starbird proposes and moves adoption of resolution that said sealed proposals or bids be opened, seconded by Councilman Santora and adopted:

Ayes: Councilmen - Doerr, Santora, Solari, Starbird, Watson and Foley.
Noes: Councilmen - None.
Absent: Councilmen - Hathaway.

Bids

Clerk now opens said sealed proposals or bids.

Items	Bidders			
	Ward Harris, Inc.		Hunter's Office Equipment Co.	
	Price	Price	Price	Price
	\$	Cts.	\$	Cts.
2 electronic disc type recording instruments	665.00		674.00	
2 electronic disc type transcribing instruments	680.00		575.00	

PLUS STATE SALES TAX

Guarantee: Ward Harris, Inc. - Certified #37358 check #8969 (11-1-1210) in amount of \$134.50; Hunter's Office Equipment Co. - Certified #8302 check #1422 (90-85-1211) in amount of \$125.00.

Bids
Recording &
Transcribing
Machines

Councilman Watson proposes and moves adoption of resolution that said proposals or bids be referred to the Purchasing Agent for consideration and report, seconded by Councilman Santora and adopted:

Ayes: Councilmen - Doerr, Santora, Solari, Starbird, Watson and Foley.
Noes: Councilmen - None.
Absent: Councilmen - Hathaway.

Proposed Rezoning
E. Side N. 4th St.
N. of Gish Rd.

This being the time and place fixed for public hearing for the purpose of considering and discussing the proposal, pursuant to Section 9112.1(b) of the San Jose Municipal Code, for the rezoning to M-1 Manufacturing District, all or a part of certain real property located on the E. side of N. 4th Street, northerly of Gish Road, having varying depth, as described in notice of hearing dated December 23, 1953, on file in the office of the City Clerk, said frontage being now zoned as R-2 Residence District, petition of Harry E. Hill, and others, protesting said proposed rezoning and/or all rezoning of the E. or W. sides of N. 4th Street northerly of Gish Road, is presented and filed. Bruce Jacobs, Attorney at Law, appears on behalf of said protestants. Councilman Doerr proposes and moves adoption of resolution that said public hearing be continued to 8:00 o'clock P.M., January 25, 1954, Council Chambers, City Hall, seconded by Councilman Solari and adopted:

Ayes: Councilmen - Doerr, Santora, Solari, Starbird, Watson and Foley
Noes: Councilmen - None
Absent: Councilmen - Hathaway

Proposed Rezoning
E. & W. Sides of N. 4th St.
N. of Gish Rd.

This being the time and place fixed for public hearing for the purpose of consideration and discussing the proposal, pursuant to Section 9112.1(a) of the San Jose Municipal Code, for the rezoning to M-1 Manufacturing District, all or a part of certain real property located on the E. and W. sides of N. 4th Street, northerly of Gish Road as described in notice of hearing dated November 18, 1953, on file in the office of the City Clerk, said frontage being now zoned as R-2 Residence District, Bruce Jacobs, Attorney at Law, advises that the protest filed in the rezoning proceedings held immediately preceding this hearing is intended as a protest to this proposed rezoning also. Councilman Doerr proposes and moves adoption of resolution that said public hearing be continued to 8:00 o'clock P.M., January 25, 1954, Council Chambers, City Hall, seconded by Councilman Solari, and adopted:

Ayes: Councilmen - Doerr, Santora, Solari, Starbird,
Watson and Foley.
Noes: Councilmen - None.
Absent: Councilmen - Hathaway.

S W G No. 17
Canvassing Board
Annexation Election

Councilman Watson proposes and moves adoption of resolution that the Council convene as a canvassing board for the purpose of canvassing the returns of the South Willow Glen No. 17 Special Annexation Election held on January 14, 1954, seconded by Councilman Santora, and adopted:

Ayes: Councilmen - Doerr, Santora, Solari, Starbird,
Watson and Foley.
Noes: Councilmen - None.
Absent: Councilmen - Hathaway.

Resolution No. 10124
S W G No. 17
Canvass and Result

Dorothy Covill, City Clerk, presents the official returns from the South Willow Glen No. 17 Annexation Election Precinct at the Special Annexation Election held on January 14, 1954, as the same were filed with her by the Board of Election for said precinct, and advises that there were no voters ballots cast for said election. The Council in open session, now proceeds to canvass the official returns of said elections. Resolution No. 10124, entitled "Resolution of The Council Of The City Of San Jose Stating The Proposition Submitted To Electors Residing In Certain Inhabited Territory Designated As 'South Willow

Glen No. 17', At An Election Held In Said Territory On January 14, 1954; Stating The Total Number Of Votes Cast At Said Election, And The Number Of Votes Cast At Said Election For And Against Annexation Of Said Territory To The City Of San Jose; And Ordering That This Resolution Be Entered In The Minutes Of This Council", reading as follows:

"BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE:

"WHEREAS, the Council of the City of San Jose, at its present regular meeting duly held on the 18th Day of January, 1954, has just completed canvassing the returns of a special election, together with all absentee ballots cast at said election, held on the 14th day of January, 1954, in certain inhabited territory designated as 'South Willow Glen No. 17', at which election there was submitted to electors residing in said designated territory the question and proposition hereinafter set forth;

"NOW, THEREFORE, the Council of the City of San Jose does hereby find, determine, declare and state:

"1. That on the 14th day of January, 1954, at a special election duly held in certain inhabited territory designated as 'South Willow Glen No. 17', there was submitted to the electors residing in said designated territory the following proposition and question: 'Shall South Willow Glen No. 17 be annexed to the City of San Jose?'

"2. That the total number of votes cast by absentee ballots at the aforesaid election on the aforesaid proposition is none.

"3. That the total number of votes cast in the aforesaid election on the aforesaid proposition is Sixty-five (65).

"4. That the total number of votes cast at the aforesaid election for and in favor of the annexation of said designated territory to the City of San Jose is Eighteen (18).

"5. That the total number of votes cast at the aforesaid election against the annexation of said designated territory to the City of San Jose is Forty-seven (47).

"6. That a majority of the votes cast at said election on the aforesaid proposition is against the annexation of the aforesaid designated territory to the City of San Jose.

"And the Council of the City of San Jose does hereby direct and order that this resolution and its entire contents be entered upon and in and be a part of the minutes of this Council."

is read, and upon motion of Councilman Watson, seconded by Councilman Starbird, said Resolution No. 10124 is adopted:

Ayes: Councilmen - Doerr, Santora, Solari, Starbird,
Watson and Foley.
Noes: Councilmen - None.
Absent: Councilmen - Hathaway.

Adjourn as
Canvassing Board

Councilman Santora proposes and moves adoption of resolution that the Council adjourn as a Canvassing Board to reconvene in regular session, seconded by Councilman Watson and adopted:

Ayes: Councilmen - Doerr, Santora, Solari, Starbird,
Watson and Foley.
Noes: Councilmen - None.
Absent: Councilmen - Hathaway

Permit For
Temporary Crossing
of Route 5 at
Hedding St.

Notification from B. W. Booker, Assistant State Highway Engineer, that the California Highway Commission, on December 16, 1953 granted permission to the City Council of San Jose to construct a temporary crossing at grade of the freeway, State Highway IV-SC1-5-SJs at Hedding Street, subject to such requirements as the State Highway Engineer may determine, is presented and by unanimous consent, filed.

James Lick Trust Fund
Capital Gain
Distribution,
City Manager to
Elect Payment.

Notification as Trustees of the James Lick Trust Fund, of distribution of capital gains to stockholders of Incorporated Investors, is read. Councilman Watson proposes and moves adoption of resolution that the City Manager be authorized to elect payment of said capital gains for and on behalf of the City Council as Trustees of the perpetual Trust Fund of \$25,000 known as and called the James Lick Trust Fund, the return of investment inuring to the Home of Benevolence, San Jose, seconded by Councilman Santora, and adopted:

Ayes: Councilmen - Doerr, Santora, Solari, Starbird,
Watson and Foley.
Noes: Councilmen - None.
Absent: Councilmen - Hathaway.

Resolution No. 10125
60 Day Extension
Storm Sewer
Rt. 5 & Vicinity

Request of A. J. Peters & Son for an extension of 60 consecutive days (Saturdays, Sundays and holidays excluded) in which to complete contract for construction of concrete storm water sewers and appurtenances in San Jose Storm Sewer System Route 5 and vicinity, awarded on September 14, 1953, is read. H. J. Flannery, City Engineer, recommends that said request be granted. Resolution No. 10125 extending for 60 consecutive days (Saturdays, Sundays and holidays excluded) the time in which to complete contract for construction of concrete storm water sewers and appurtenances in Route 5 and vicinity, is read and upon motion of Councilman Santora, seconded by Councilman Solari, adopted:

Ayes: Councilmen - Doerr, Santora, Solari, Starbird,
Watson and Foley
Noes: Councilmen - None.
Absent: Councilmen - Hathaway.

Proposed Ordinance
Paid Holidays for
Police & Fire Depts.

John E. Thorne, Attorney at Law, appearing on behalf of San
Jose Firefighters Local 873, renews request presented December 7, 1953
that the Council take necessary steps to provide that all City employees
have a minimum of 11 paid holidays per year. Ferdinand P. Palla,
Assistant City Attorney, reports on progress of the preparation of pro-
posed ordinance. Mayor Hathaway now enters and is seated. General
discussion is had. By unanimous consent, it is agreed that the City
Manager, City Attorney and interested persons meet on January 19, 1954
to formulate provisions for an ordinance to provide for a minimum of
11 paid holidays per year for members of the Police and Fire Department
and to report their findings to the Committee on Finance on January 20,
1954, and that the findings of said Committee be reported to the Council
on January 25, 1954.

Mayor Hathaway
Enters

Meeting
Committee on Finance

Councilman Starbird, Chairman of the Committee on Finance
announces that there will be a meeting of the Committee on Finance at
4:00 o'clock P.M., January 20, 1954, City Hall.

Mile of Dimes

Communication from Parker L. Hathaway, Campaign Chairman for
the National Foundation for Infantile Paralysis, Inc., requesting per-
mission to conduct a Mile of Dimes in front of S. H. Kress & Co., 170
S. 1st Street, is read. Councilman Doerr proposes and moves adoption
of resolution that said request be granted, subject to the approval of
the Chief of Police, seconded by Councilman Watson and adopted:

Ayes: Councilmen - Doerr, Santora, Solari, Starbird,
and Watson
Noes: Councilmen - None.
Having expressed his opinion that he is
disqualified with reference to said question:
Not Voting: Councilmen - Hathaway
Absent: Councilmen - None.

L. Lion & Son
Parade

Request of L. Lion & Son, dated January 18, 1954, for a
permit to conduct a four-vehicle parade in the downtown business
district at 1:30 o'clock P.M., January 23, 1954, heretofore approved
by the Chief of Police, is presented. By unanimous consent it is

agreed that said activity is not a parade and therefore no permit is needed.

Peninsula Division
League of Calif.
Cities Meeting

Notification of meeting of the Peninsula Division, League of California Cities, at 7:00 o'clock P.M., January 21, 1954, at Burlingame, is read and filed.

Ordinance No. 4302
Approving Annexation
Maypark No. 1

Ordinance No. 4302, entitled: "An Ordinance Of The City Of San Jose Approving The Annexation To The City Of San Jose Of Certain Inhabited Territory Designated As 'Maypark No. 1' And Herein Described", passed to print January 11, 1954, is given final reading and upon motion of Councilman Doerr, seconded by Councilman Watson, adopted:

Ayes: Councilmen - Doerr, Santora, Solari, Starbird,
Watson and Hathaway
Noes: Councilmen - Foley
Absent: Councilmen - None

Ordinance No. 4303
Property Purchase
(Beaton)

Ordinance No. 4303, entitled: "An Ordinance Authorizing The Mayor And The City Manager To Purchase For Municipal Purposes A Certain Described Parcel of Real Property From John Beaton And Jessie Beaton, His Wife; To Deposit In Escrow And Pay The Purchase Price Of Said Parcel And To Pay Necessary Recording, Stamp, Tax, Escrow, Title Search And Such Other Fees And Expenses As Are Necessarily Incurred In Connection With Said Purchase; And Appropriating The Sum Of Fourteen Thousand Two Hundred Fifty (\$14,250.00) Dollars From The Special Gas Tax Street Improvement Fund", passed to print January 11, 1954, is given final reading and upon motion of Councilman Starbird, seconded by Councilman Foley, adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird
Watson and Hathaway.
Noes: Councilmen - Santora.
Absent: Councilmen - None

Ordinance No. 4304
Property Purchase
(Smith)

Ordinance No. 4304, entitled: "An Ordinance Authorizing The Mayor And The City Manager To Purchase For Municipal Purposes A Certain Described Parcel Of Real Property From Homer E. Smith And Zoe M. Smith, His Wife; To Deposit In Escrow And Pay The Purchase Price Of Said Parcel And To Pay Necessary Recording, Stamp, Tax, Escrow, Title Search And Such Other Fees And Expenses As Are Necessarily Incurred In Connection With Said Purchase; And Appropriating The Sum

Of Eighteen Thousand Two Hundred Fifty (\$18,250.00) Dollars From The Special Gas Tax Street Improvement Fund", passed to print January 11, 1954, is given final reading and upon motion of Councilman Starbird, seconded by Councilman Foley, adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - Santora
Absent: Councilmen - None

Ordinance No. 4305
Property Purchase
(Estate Development Co.)

Ordinance No. 4305, entitled: "An Ordinance Authorizing The Mayor And The City Manager To Purchase For Municipal Purposes A Certain Described Parcel Of Real Property From Estate Development Company, A Partnership; To Deposit In Escrow And Pay The Purchase Price Of Said Parcel And To Pay Necessary Recording, Stamp, Tax, Escrow, Title Search And Such Other Fees And Expenses As Are Necessarily Incurred In Connection With Said Purchase; And Appropriating The Sum Of Ten Thousand (\$10,000.00) Dollars From The Special Gas Tax Street Improvement Fund", passed to print January 11, 1954, is given final reading and upon motion of Councilman Starbird, seconded by Councilman Foley, adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway
Noes: Councilmen - Santora
Absent: Councilmen - None

Ordinance No. 4306
Property Purchase
(Greene)

Ordinance No. 4306, entitled: "An Ordinance Authorizing The Mayor And The City Manager To Purchase For Municipal Purposes A Certain Described Parcel Of Real Property From J. P. Greene; To Deposit In Escrow And Pay The Purchase Price Of Said Parcel And To Pay Necessary Recording, Stamp, Tax, Escrow, Title Search And Such Other Fees And Expenses As Are Necessarily Incurred In Connection With Said Purchase; And Appropriating The Sum Of Twenty Thousand Two Hundred Fifty (\$20,250.00) Dollars From The Special Gas Tax Street Improvement Fund", passed to print January 11, 1954, is given final reading and upon motion of Councilman Starbird, seconded by Councilman Foley, adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird,
Watson and Hathaway.
Noes: Councilmen - Santora
Absent: Councilmen - None

Ordinance No. 4307
Compromise Claim
Of Frances Stafford

Ordinance No. 4307, entitled: "An Ordinance Of The City Of San Jose Authorizing The City Manager And City Attorney To Compromise The Claim Of Frances Stafford Against The City Of San Jose; And Appropriating The Sum Of \$2,250.00 From The Judgments And Losses Account Of The General Fund To Be Paid In Satisfaction Of Said Claim", passed to print January 11, 1954, is given final reading and upon motion of Councilman Starbird, seconded by Councilman Solari, adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari,
Starbird, Watson and Hathaway.
Noes: Councilmen - None
Absent: Councilmen - None

Award
Diesel-Powered
Motor Grader

A. P. Hamann, City Manager, presents recommendation of the Purchasing Agent and City Engineer that the bid of Ditz Bros. for furnishing one Diesel-Powered Motor Grader at the price named in said bid opened January 4, 1954, is the lowest responsible bid for said equipment and that said bid be accepted. Councilman Watson proposes and moves adoption of resolution that bid of Ditz Bros, be accepted, contract be awarded for furnishing said equipment, and all other bids be rejected, seconded by Councilman Starbird and adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari,
Starbird, Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Award
Offset Duplicating
Machine

Council now considers the proposals or bids, opened January 4, 1954, for furnishing one offset duplicating machine, as deferred from January 11, 1954. A. P. Hamann, City Manager, presents recommendation of the Purchasing Agent that the bid of Addressograph-Multigraph Corporation is the lowest responsible bid for said equipment and that said bid be accepted. Councilman Watson proposes and moves adoption of resolution that the bid of Addressograph-Multigraph Corporation for furnishing said equipment be accepted and all other bids be rejected, seconded by Councilman Santora, and adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari,
Starbird, Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Award
Asphalt Materials

A. P. Hamann, City Manager presents recommendation of the Purchasing Agent that the bid of Leo F. Piazza Paving Co. for furnishing asphaltic materials at the prices names in its bid opened January 11, 1954, is the lowest responsible bid for said materials and that said bid be accepted. Councilman Starbird proposes and moves adoption of resolution that the bid of Leo F. Piazza Paving Co. be accepted, contract be awarded for furnishing said materials and all other bids be rejected, seconded by Councilman Santora and adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari,
Starbird, Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Monthly Reports

Reports of the Fire Department, Health Department and City Auditor for December, 1953, are presented and filed.

Bids
Gasoline
City & Airport

A. P. Hamann, City Manager, recommends and Councilman Santora proposes and moves adoption of resolution that the City Manager be authorized to invite bids for furnishing gasoline for the City's own use and for the San Jose Municipal Airport (resale) for the year beginning February 15, 1954, seconded by Councilman Watson and adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari,
Starbird, Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Ordinance No. 4308
Repair Heating
System Municipal
Auditorium

Ordinance No. 4308, entitled: "An Ordinance Appropriating The Sum Of \$4,300.00 From The Unappropriated Surplus Of The General Fund To The Department Of Public Works For Non-Personal Expenses In Connection With Repairing Of The Heating System In The Municipal Auditorium", is presented by the City Manager, and upon motion of Councilman Santora, seconded by Councilman Starbird, passed to print:

Ayes: Councilmen - Doerr, Foley, Santora, Solari,
Starbird, Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Lease of
Alum Rock Park
Food Concession

A. P. Hamann, City Manager, presents recommendation of the City Engineer, that the City Manager be authorized to advertise the lease at public auction to the highest responsible bidder for the Cafe, Confectionary and Soft Drink Concession at Alum Rock Park for a period of eight months beginning March 1, 1954, with a minimum rental

of \$450.00 per month. Councilman Starbird proposes and moves adoption of resolution that said recommendation of the City Engineer be approved, and the City Manager be so authorized, seconded by Councilman Watson and adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari,
Starbird, Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Change Bus Route #5
Bascom Ave.

Request of A. P. Habura, Superintendent of Transportation, San Jose City Lines, for change in Bus Route No. 5 to serve the New O'Connor Hospital is presented by City Manager, Councilman Starbird proposes and moves adoption of resolution that pursuant to Section 94, Charter, said request be referred to the City Planning Commission for consideration and report, seconded by Councilman Santora and adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari,
Starbird, and Hathaway.
Noes: Councilmen - None.
Having expressed his opinion that he is
disqualified with reference to said question:
Not Voting: Councilmen - Watson
Absent: Councilmen - None.

Payment Due

Certificate of H. J. Flannery, City Engineer, approved by the City Manager, that there is due and payable to A. J. Raisch Paving Company, on contract for the improvement of Parkside Avenue, Pine Avenue and Bird Avenue all in or adjacent to Parkside Terrace, Tract No. 922, a second partial payment of \$14,172.98, is presented. Councilman Watson proposes and moves adoption of resolution that said payment be authorized, seconded by Councilman Santora and adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari,
Starbird, Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Ordinance No. 4309
Appropriation For
Well at Airport

Ordinance No. 4309, entitled: "An Ordinance Appropriating The Sum Of Four Thousand (\$4,000.00) Dollars From The Unappropriated Surplus Of The Airport Fund To Account No. 120 Of The Airport Fund; And Authorizing The City Engineer To Expend Such Sum To Construct And Install A Well Upon Those Certain Parcels Of Land Owned By The City Of San Jose And Leased To Harry R. Davis By Ordinance No. 4286, Adopted January 4, 1954, Of The Council Of The City Of San Jose", is presented

by the Assistant City Attorney, and upon motion of Councilman Santora, seconded by Councilman Watson, passed to print:

Ayes: Councilmen - Doerr, Foley, Santora, Solari,
Starbird, Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Ordinance No. 4310
Contract With Stone
and Youngberg -
Report Off-Street
Parking Program

Ordinance No. 4310 entitled: "Ordinance Setting Forth The Provisions Of A Contract Proposed To Be Entered Into Between The City Of San Jose And Stone And Youngberg, Municipal Financial Consultants, For Report And Recommendation On A Complete Financial Program To Be Used In Connection With A Proposed City Wide Off-Street Parking Program And Authorizing The Mayor And City Manager To Execute Said Contract", is presented by Assistant City Attorney, and upon motion of Councilman Starbird, seconded by Councilman Solari, passed to print:

Ayes: Councilmen - Doerr, Foley, Santora, Solari,
Starbird, Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Resolution No. 10126
SPOo Spur Track Across
Campbell Ave.

Resolution No. 10126 granting to Southern Pacific Company a revocable permit for a spur track across Campbell Avenue, is presented by the Assistant City Attorney, and upon motion of Councilman Starbird, seconded by Councilman Santora, adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari,
Starbird, Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Alcoholic Beverage
Control Act

Notifications of liquor license applications filed with the State Board of Equalization are presented and by unanimous consent, filed.

Commendation
San Jose Administrative
Manual

Councilman Doerr proposes and moves adoption of resolution that John B. Massen, Assistant City Manager be commended for his work in compiling the San Jose Administrative Manual, seconded by Councilman Santora, and adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari,
Starbird, Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Adjourn in
Memory of
Dr. O. S. Walsh

Councilman Starbird proposes and moves adoption of resolution that the Council adjourn out of respect to the memory of Dr. O. S. Walsh,

Member of the Historic Landmarks Commission since July 13, 1953,
deceased on January 18, 1954, seconded by Councilman Watson and
adopted:

Ayes: Councilmen - Doerr, Foley, Santora, Solari,
Starbird, Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - None.

Adjourn

Council now adjourns at 9:30 o'clock P.M.

Parker L. Hathaway
PARKER L. HATHAWAY
Mayor

Dorothy Covill
ATTEST: DOROTHY COVILL
City Clerk

Mailed 1-25-54

Monday . San Jose, California January 25, 1954

The Council of the City of San Jose convenes this day in regular session at 8:00 o'clock P.M.

Roll Call Present: Councilmen - Doerr, Foley, Solari, Watson and Hathaway.

Absent: Councilmen - Santora and Starbird.

Invocation Invocation is given by Reverend Clarence Crouser.

Minutes The Minutes of regular session of September 28, 1953, and excerpts of the Minutes of regular sessions of October 5, 13, 26, November 9, December 21, 28, 1953, and January 4, 1954, relative to Monterey Park No. 4 Annexation Proceedings, having been read by each Councilman, Councilman Watson proposes and moves adoption of resolution that said Minutes and excerpts be approved as heretofore read, and that consideration of the Minutes of regular sessions of October 5, 13, 14, 26, 28, November 2, 9, 16, 18, 23, 27, December 7, 14, 17, 21, 28, 30, 1953; January 4, 11 and 18, 1954, be deferred, seconded by Councilman Solari and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora and Starbird.

Sale of City-Owned Land W. Side Bird Ave. Mission Taxi Co. This being the time and place fixed on January 4, 1954, for

sale at public auction to the highest responsible bidder of the city-owned land located on the W. side of Bird Avenue, S. of Home Street, designated Lots 4 and 5 and portions of Lots 6, 7, and 8 of the El Nido Park Tract, John B. Massen, Assistant City Manager invites bids. O. Vincent Bruno, Attorney at Law bids \$3000.00 on behalf of Mission Taxi Company, Inc.; Eva Hughes bids \$3100.00 and bidding continues with O. Vincent Bruno, Attorney at Law, submitting final bid of \$3325.00 on behalf of Mission Taxi Company, Inc. No further bid is heard, whereupon bidding is closed. Councilman Watson proposes and moves adoption of resolution that bid of Mission Taxi Company be declared the highest and best bid for said parcel of city-owned land, and that said bid be accepted, seconded by Councilman Foley and adopted:

Ayes: Councilmen - Foley, Solari, Watson and Hathaway.
Noes: Councilmen - Doerr
Absent: Councilmen - Santora and Starbird.

Ordinance No. 4311
Sale of City-Owned
Land, W. Side of Bird
S. of Home St.

Ordinance No. 4311, entitled: "An Ordinance Confirming The Sale Of Certain City-Owned Real Property Consisting Of All Of Lots 4 And 5 And Portions Of Lots 6, 7, And 8 Of The El Nido Park Tract, San Jose, California, Not Required For Municipal Purposes And Setting Forth The Terms And Conditions Of Sale", is read and upon motion of Councilman Watson, seconded by Councilman Solari, passed to print:

Ayes: Councilmen - Foley, Solari, Watson and Hathaway.
Noes: Councilmen - Doerr.
Absent: Councilmen - Santora and Starbird.

Proposed Rezoning
N. 4th St.
E. & W. Sides
Hearing

This being the time and place fixed for public hearing, as continued from January 18, 1954, for the purpose of considering and discussing the proposal, pursuant to Section 9112.1(a) of the San Jose Municipal Code, for the rezoning from R-2 Residence District to M-1 Manufacturing District, all or a part of that portion of the E. and W. sides of N. 4th Street, northerly of Gish Road, as described in notice of hearing dated November 18, 1953, on file in the office of the City Clerk, City Clerk presents and files protests of Joseph D. Angelo Jr., and others against said proposed rezoning. Ferdinand P. Palla, Assistant City Attorney, reports that he has examined all of the protests filed and has determined that in accordance with Section 9112.1 of the San Jose Municipal Code, a 6/7 vote of the Council will be necessary to effect said proposed rezoning. Councilman Doerr proposes and moves adoption of resolution that said public hearing be continued to 8:00 o'clock P.M., February 1, 1954, Council Chambers, City Hall seconded by Councilman Solari and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora and Starbird.

Proposed Rezoning
N. 4th St.
E. Side N. of Gish Rd.

This being the time and place fixed for public hearing, as continued from January 18, 1954, for the purpose of considering and discussing the proposal, pursuant to Section 9112.1(b) of the San Jose Municipal Code, for the rezoning from R-2 Residence District to M-1 Manufacturing District, all or part of certain real property located on the E. side of N. 4th Street, northerly of Gish Road, having varying depth, as described in notice of hearing dated December 23, 1953, on file in the office of the City Clerk, Ferdinand P. Palla, Assistant City Attorney, reports that

he has examined all of the protests filed and has determined that in accordance with Section 9112.1 of the San Jose Municipal Code, a 5/7 vote of the Council will be necessary to effect said proposed rezoning. Councilman Doerr proposes and moves adoption of resolution that said public hearing be continued to 8:00 o'clock P.M., February 1, 1954, Council Chambers, City Hall, seconded by Councilman Solari and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora and Starbird.

Driver Education
Demonstration
S. 8th St.

Communication from James M. Craig, Assistant Professor of Bacteriology, San Jose State College, requesting that in connection with presenting a demonstration in driver education, permission be granted to close 8th Street from San Antonio to San Carlos Street to parking and to close San Antonio Street to through traffic between 7th and 9th Street from 10:00 to 12:00 o'clock A.M. on February 17, or 24, 1954, depending upon the weather, is read. Councilman Foley proposes and moves adoption of resolution that said request to close 8th Street from San Antonio to San Carlos Street to parking and to close San Antonio Street to through traffic between 7th and 9th Streets from 10:00 to 12:00 o'clock A.M. on February 17, or 24, 1954, depending upon the weather, be granted, subject to the Police Department providing proper protection at the street barricades, seconded by Councilman Watson and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora and Starbird.

Federated City Employees
Retirement System
Audit of Accounts

Offer of Logan and Frazer, Certified Public Accountants, to perform audit of accounts of the Federated City Employees Retirement System for an amount not to exceed \$350.00, to be conducted on the basis of \$35.00 per day, per man, is read. Ferdinand P. Falla, Assistant City Attorney recommends that said offer be referred to the Retirement Board of the Federated City Employees Retirement System for recommendation, whereupon Councilman Doerr proposes and moves adoption of resolution that said offer be referred to the Retirement Board of the Federated City Employees Retirement System for consideration and report, seconded by

Councilman Solari and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Watson and
Hathaway.
Noes: Councilmen - None
Absent: Councilmen - Santora and Starbird

Amendment in Route #5
San Jose City Lines

Copy of application of San Jose City Lines, Inc., to the Public Utilities Commission for authority to extend service at the westerly end of its Route No. 5 - Bascom Avenue, is presented. A. P. Hamann, City Manager, advises that the Public Utilities Commission is desirous of having service to the O'Connor Hospital instituted in support of said request of San Jose City Lines, Inc., General discussion is had. By unanimous consent, said application of the San Jose City Lines, Inc., is referred to the City Planning Commission for consideration in accordance with Section 94 of the Charter, and report on January 27, 1954.

Resolution No. 10127
Agreement For USO
Hospitality House

Request of Raymond G. Callaghan, Attorney at Law, on behalf of the U. S. O. Committee, that agreement for the use by said Committee of the Hospitality House in the City Hall Plaza be extended for one year beginning January 25, 1954, is presented. Resolution No. 10127 authorizing the extension of lease of city-owned property to the San Jose U. S. O. Committee, is read and upon motion of Councilman Watson, seconded by Councilman Solari, adopted:

Ayes: Councilmen - Doerr, Foley, Solari and Watson.

Not Voting: Having expressed his opinion that he is
disqualified with reference to said question:
Councilmen - Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora and Starbird.

Proposed Ordinance
Amending Regulations
For House Moving
Deferred

Emery J. Delmas, Attorney at Law, requests that consideration of the proposed ordinance amending regulations for house moving be not considered for at least two weeks. Ferdinand P. Palla, Assistant City Attorney, advises that there is no objection to deferring presentation of said proposed ordinance.

Petition To Fence
Guadalupe River
Rosemary Gardens

Morris Heller, presents and files petition of Morris Heller and other residents of the Rosemary Gardens subdivision requesting that steps be taken immediately for the construction of a five-foot steel wire mesh fence, topped with barbed wire, on the east bank of the Guadalupe

River between Bayshore Highway and Hamline Street.

Councilman Starbird
Enters

Councilman Starbird now enters and is seated. George Dorsa, James Campbell, and others appear in support of said request. W. B. Ward appears in protest to the construction of said fence with city funds. General discussion is had. Councilman Watson proposes and moves adoption of resolution that the City Manager consider said request with the City Attorney, the City Engineer, the Committee on Public Health and Safety and a Committee from Rosemary Gardens district, and report as soon as possible, seconded by Councilman Solari, and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson
and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Proposed Lease
Gift Shop Concession
Alum Rock Park

Charles Runner requests that consideration be given to the leasing of a gift shop concession at Alum Rock Park. Councilman Doerr proposes and moves adoption of resolution that said request be referred to the City Manager for consideration and report, seconded by Councilman Watson and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson
and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Proclamation
Mothers' March On
Polio

Request of Santa Clara County March of Dimes Committee that February 2, 1954, be proclaimed as "Mothers' March on Polio" in San Jose, is presented. Councilman Watson proposes and moves adoption of resolution that said request be granted and the Mayor be authorized to so proclaim, seconded by Councilman Solari and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson
and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Ordinance No. 4308
Repair Heating
System - Municipal
Auditorium

Ordinance No. 4308, entitled: "An Ordinance Appropriating The Sum Of \$4,300.00 From The Unappropriated Surplus Of The General Fund To The Department Of Public Works For Non-Personal Expenses In Connection With Repairing Of The Heating System In The Municipal Auditorium", passed to print January 18, 1954 is given final reading and upon motion of Councilman Watson, seconded by Councilman Solari, adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson
and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora

Ordinance No. 4309
Appropriating \$4000
For Installation of
Well on Airport Property

Ordinance No. 4309, entitled: "An Ordinance Appropriating The
Sum Of Four Thousand (\$4,000.00) Dollars From the Unappropriated Surplus
Of The Airport Fund To Account No. 120 Of The Airport Fund; And Authoriz-
ing The City Engineer To Expend Such Sum To Construct And Install A Well
Upon Those Certain Parcels Of Land Owned By The City Of San Jose And
Leased To Harry R. Davis By Ordinance No. 4286, Adopted January 4, 1954,
Of The Council Of The City Of San Jose", passed to print January 18, 1954,
is given final reading, and upon motion of Councilman Starbird, seconded
by Councilman Solari, adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson
and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Ordinance No. 4310
Contract With
Stone & Youngberg
Off-Street Parking

Ordinance No. 4310, entitled: "Ordinance Setting Forth The
Provisions Of A Contract Proposed To Be Entered Into Between The City Of
San Jose And Stone And Youngberg, Municipal Financial Consultants, For
Report And Recommendation On A Complete Financial Program To Be Used In
Connection With A Proposed City Wide Off-Street Parking Program And
Authorizing The Mayor And City Manager To Execute Said Contract", passed
to print January 18, 1954, is given final reading and upon motion of
Councilman Starbird, seconded by Councilman Doerr, adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson
and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Bids
Recording & Trans-
cribing Instruments

Council now considers the bids, opened January 18, 1954, for
two Electronic Disc Type Recording Instruments and two Electronic Disc
Type Transcribing Instruments. A. P. Hamann, City Manager, recommends
that the bid of Ward Harris Inc., in amount of \$1385.35 be considered the
best bid, whereupon general discussion ensues. Ferdinand P. Palla,
Assistant City Attorney advises on the provisions of the specifications
for said equipment. Ronald Hunter appears in support of the bid of
Hunter's Office Equipment Co. in amount of \$236.47. Councilman Doerr

proposes and moves adoption of resolution that consideration of said bids be deferred to February 1, 1954, seconded by Councilman Watson and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Proposed Ordinance
Holiday Benefits
Police & Fire Depts.

Councilman Starbird, Chairman of the Committee on Finance reports that said Committee met on January 20, 1954, as agreed on January 18, 1954 and considered the provisions of a proposed ordinance, entitled: "An Ordinance Of The City Of San Jose Amending Ordinance No. 3100 Of Said City, Entitled: 'An Ordinance Fixing The Compensation, Hours, Discipline And Leaves Of Absence Of Certain Officers And Employees Of The City Of San Jose; Providing For The Transfer To, And Change In Title Of Certain Designated Position; Making Certain Provisions Retroactive To and Including August 1, 1945, And Repealing Conflicting Ordinances.', By Adding Thereto Two New Sections Providing Holiday Benefits For Certain Officers And Employees Of The Police And Fire Departments Of Said City.", and reports that said Committee has no recommendation to submit to the Council. Councilman Starbird suggests that the provisions of said proposed ordinance be considered by the Committee of the Whole. General discussion is had with John E. Thorne, Attorney at Law. Councilman Starbird proposes and moves adoption of resolution that consideration of said proposed ordinance be referred to the Committee of the Whole for discussion at its meeting on January 27, 1954, seconded by Councilman Foley and adopted:

Ayes: Councilmen - Foley, Solari, Starbird and Hathaway.
Noes: Councilmen - Doerr and Watson.
Absent: Councilmen - Santora.

Report
Final Zoning
S.W.G. No. 15

Resolution of the City Planning Commission submitting report of Final Zoning of inhabited annexed area designated South Willow Glen No. 15 is read. Thomas J. Randazzo, Attorney at Law, appearing on behalf of *La Barbera* ~~La Barbera~~ Bros. requests that said report of the City Planning Commission be not accepted. Councilman Doerr proposes and moves adoption of resolution that consideration of said proposed zoning of South Willow Glen No. 15 be referred to the Committee of the Whole for consideration with the

City Planning Commission at 4:00 o'clock P.M., February 8, 1954 seconded by Councilman Solari and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Non-Conforming Use
Adjustment
14 N. 35th St.

Resolution of the City Planning Commission, by authority of Article IX, Chapter 1, Part 4 of the San Jose Municipal Code, granting permission for reconstruction of south wall of garage building on non-conforming use property at 14 N. 35th Street, conditioned that said wall be provided with front yard of 40' on 35th Street and on the south property line of said property as shown on plot plan on file in the Department of Building is read. Councilman Starbird proposes and moves adoption of resolution that said resolution be approved, seconded by Councilman Watson and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Use of Calaveras Ave.
W. of Park Ave.
Off-Street Parking

Resolution of the City Planning Commission, by authority of Article IX, Chapter 1, Part 7 of the San Jose Municipal Code, granting permit to the Metropolitan Life Insurance Company to establish off-street parking facilities on the southwesterly 30' of Lot 42 Tract No. 7, Marion Subdivision located on Calaveras Avenue beginning at a point 125' southwesterly of Park Avenue, conditioned: 1) that a brick wall be constructed at the building line on Calaveras Avenue separating the parking area from the landscaped yard space as shown on the site plan on file in the office of the Department of Building; 2) that the yard space along Calaveras Avenue be improved with adequate landscaping and that the necessary street trees be planted along the parkway on Calaveras Avenue in keeping with the planting plan for that avenue; 3) that lighting facilities, if provided in said parking area, be so placed as to reflect the light away from adjoining residences; 4) that the entire parking area be surfaced with a concrete, asphaltic concrete or other suitable surface approved by the Superintendent of Streets, and shall be maintained free of all weeds, grass and dust; 5) that no advertising signs nor any

structure shall be permitted on, or used in conjunction with the parking area, but that "free parking" designation signs may be erected in compliance with the provisions of City regulations; and 6) that the entrance to said parking lot shall be approved by the Superintendent of Streets as to location, is read. Councilman Starbird proposes and moves adoption of resolution that said resolution be approved, seconded by Councilman Watson and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson
and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

District Line Extension
SW. Lincoln & Husted Aves.

Resolution of the City Planning Commission, by authority of Article IX, Chapter 1, Part 7, of the San Jose Municipal Code, extending the R-2 Residence District line from a depth of 75' to 154' at the SW. corner of Lincoln Avenue and Husted Avenue, to include all of Lot No. 2 of the Husted Subdivision Tract 488 as shown on map on file in the office of the Building Department, is read. Councilman Starbird proposes and moves adoption of resolution that said resolution be approved, seconded by Councilman Foley and adopted:

Ayes: Councilman - Doerr, Foley, Solari, Starbird, Watson
and Hathaway.
Noes: Councilman - None.
Absent: Councilman - Santora.

Bascom No. 22
Zoning Annexed Area

Recommendation of the City Planning Commission that proposed emergency ordinance, entitled "An Emergency Ordinance Classifying Into Districts The Recently Annexed Area Known As Bascom No. 22", and proposed resolution requiring the City Planning Commission to make tentative report on zoning uninhabited annexed area known as Bascom No. 22, is presented. General discussion is had regarding the proposed zoning of the area on the W. side of Bascom Avenue north of Forest Avenue, as C-1 Commercial District. Councilman Doerr proposes and moves adoption of resolution that said proposed emergency ordinance be revised to provide that the area lying on the W. side of Bascom Avenue N. of Forest Street be zoned R-1 Residence District instead of C-1 Commercial District, seconded by Councilman Watson and adopted:

structure shall be permitted on, or used in conjunction with the parking area, but that "free parking" designation signs may be erected in compliance with the provisions of City regulations; and 6) that the entrance to said parking lot shall be approved by the Superintendent of Streets as to location, is read. Councilman Starbird proposes and moves adoption of resolution that said resolution be approved, seconded by Councilman Watson and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson
and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

District Line Extension
SW. Lincoln & Husted Aves.

Resolution of the City Planning Commission, by authority of Article IX, Chapter 1, Part 7, of the San Jose Municipal Code, extending the R-2 Residence District line from a depth of 75' to 154' at the SW. corner of Lincoln Avenue and Husted Avenue, to include all of Lot No. 2 of the Husted Subdivision Tract 488 as shown on map on file in the office of the Building Department, is read. Councilman Starbird proposes and moves adoption of resolution that said resolution be approved, seconded by Councilman Foley and adopted:

Ayes: Councilman - Doerr, Foley, Solari, Starbird, Watson
and Hathaway.
Noes: Councilman - None.
Absent: Councilman - Santora.

Bascom No. 22
Zoning Annexed Area

Recommendation of the City Planning Commission that proposed emergency ordinance, entitled: "An Emergency Ordinance Classifying Into Districts The Recently Annexed Area Known As Bascom No. 22", and proposed resolution requiring the City Planning Commission to make tentative report on zoning uninhabited annexed area known as Bascom No. 22, is presented. General discussion is had regarding the proposed zoning of the area on the W. side of Bascom Avenue north of Forest Avenue, as C-1 Commercial District. Councilman Doerr proposes and moves adoption of resolution that said proposed emergency ordinance be revised to provide that the area lying on the W. side of Bascom Avenue N. of Forest Street be zoned R-1 Residence District instead of C-1 Commercial District, seconded by Councilman Watson and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson
and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Ordinance No. 4312
Emergency Zoning
Bascom No. 22

Ordinance No. 4312, entitled: "An Emergency Ordinance Classi-
fying Into Districts The Recently Annexed Area Known As Bascom No. 22",
is read and upon motion of Councilman Doerr, seconded by Councilman
Watson, adopted by a 5/7 vote of the Council as an ordinance for the
immediate preservation of the public peace, health and safety:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson
and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Resolution No. 10128
Tentative Report
Zoning Bascom No. 22

Resolution No. 10128 requiring the City Planning Commission to
make tentative report on zoning annexed area known as Bascom No. 22, is
read and upon motion of Councilman Doerr, seconded by Councilman Watson,
adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson
and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Proposed Rezoning
E. & W. sides 4th St.
San Carlos - William Sts.

Report of the City Planning Commission, pursuant to 9112.1(b)
of the San Jose Municipal Code, on the proposed rezoning to C-3 Commercial
District of certain frontage on the E. and W. sides of S. 4th Street
between San Carlos and William Streets now zoned R-4 Residence District;
advising that two of the four City Planning Commissioners present on
January 19, 1954 voted against said proposed rezoning, and setting forth
the reasons for opposition to said proposed rezoning, is read. Councilman
Foley proposes and moves adoption of resolution that 8:00 o'clock P.M.,
February 15, 1954, Council Chambers, City Hall, be fixed as time and
place for the purpose of considering and discussing said proposed re-
zoning, seconded by Councilman Watson, and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson
and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Sign Over Official
Plan Line
SW Corner 4th &
Jackson Sts.

Recommendation of the City Planning Commission by authority of
Sections 8612.1 of the San Jose Municipal Code, that the Electrical
Products Corporation be permitted to erect a neon sign at the SW corner
of N. 4th and Jackson Street extending 24' beyond the Official Plan Line,

is read. Councilman Starbird proposes and moves adoption of resolution that revocable permit be granted pursuant to 8621 of the San Jose Municipal Code, seconded by Councilman Watson and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Clear Land Title
Knoche Property

Recommendation of the City Planning Commission that outside legal services be acquired to facilitate clearing of title to the Knoche property located on N. 1st Street in order to give progressive planning to the development of the Governmental Center area at N. 1st and Rosa Streets, is read. A. P. Hamann, City Manager, recommends and Councilman Starbird proposes and moves adoption of resolution that said recommendation be referred to the Committee of the Whole for consideration at its meeting on January 27, 1954, seconded by Councilman Watson and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Side Yard Adjustment
SW. Corner
Lincoln Ave. & Clark
Way

Resolution of the City Planning Commission, by authority of Article IX, Chapter 1, Part 7 of the San Jose Municipal Code, granting a side yard adjustment to 20'6" at the SW. corner of Lincoln Avenue and Clark Way, in accordance with plot plan on file in the Department of Building, is read. Councilman Starbird proposes and moves adoption of resolution that said resolution be approved, seconded by Councilman Watson and adopted:

Ayes: Councilman - Doerr, Foley, Solari, Starbird, Watson and Hathaway.
Noes: Councilman - None.
Absent: Councilman - Santora.

Payments Due

Certificate of H. J. Flannery, City Engineer, approved by the City Manager, that there is due and payable to Leo F. Piazza Paving Company on contract for the improvement of Julian Street, Project 71; St. John Street, Project 79; St. James Street, Project 80; 17th Street, Project 135; Reed Street, Project 142; Taylor Street, Project 143; and Virginia Street, Project 145; a second partial payment of \$2,988.00, is presented. Councilman Starbird proposes and moves adoption of resolution that said payment be authorized, seconded by Councilman Watson and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson
and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Monthly Report

Report of the Police Department for December, 1953, is presented and filed.

Enrollment Ceiling
San Jose State College

A. P. Hamann, City Manager, recommends that consideration be given urging increase of the enrollment ceiling at the San Jose State College from 6,000 to 7,000 students. General discussion is had. Councilman Starbird proposes and moves adoption of resolution urging that the State give consideration to raising the enrollment ceiling at San Jose State College, seconded by Councilman Watson and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson
and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Plans For
One-Way Streets &
Off-Street Parking

Communication from Charles M. Smith, dated January 25, 1954, submitting proposal for one-way streets and off-street parking plan is read, and by unanimous consent, said communication is filed.

Proclamation
Annabel Morris Buchanan Day

Request of LeRoy V. Brant that May 21, 1954, be proclaimed as "Annabel Morris Buchanan Day", in San Jose, and that Annabel Morris Buchanan be declared an "Honorary Citizen of the City of San Jose" is presented. Councilman Starbird proposes and moves adoption of resolution that said request be granted and the Mayor be authorized to so proclaim, seconded by Councilman Foley and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson
and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Resolution No. 10129
Withdrawing
S.W.G. #18 From
Central Fire Protection
District.

Resolution No. 10129 withdrawing certain territory designated as "South Willow Glen No. 18" from the Central Fire Protection District of the County of Santa Clara, is presented by the Assistant City Attorney and upon motion of Councilman Starbird, seconded by Councilman Watson, adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson
and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Resolution No. 10130

Withdrawing
Bascom #22 From Central
Fire Protection District

Resolution No. 10130 withdrawing certain territory designated
"Bascom No. 22" from the Central Fire Protection District of the County
of Santa Clara, is presented by the Assistant City Attorney and upon
motion of Councilman Watson, seconded by Councilman Starbird, adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson
and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Ordinance No. 4313
Amending Improvement
Procedure

Ordinance No. 4313, entitled: "An Ordinance Amending Article
II, Chapter 6A Of The San Jose Municipal Code By Adding Thereto Part 9;
Providing That Notwithstanding Any Provisions In Said Article II,
Chapter 6A Of The San Jose Municipal Code To The Contrary, The Council
Of The City Of San Jose May Provide That Improvement Proceedings May Be
Had And Taken According To Any Particular Act Of The State Of California
Or Combination Of Acts", is presented by the Assistant City Attorney and
upon motion of Councilman Starbird, seconded by Councilman Watson,
passed to print:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson
and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Resolution No. 10131
Sell Securities of
James Lick Trust Fund

Resolution No. 10131, authorizing the City Manager to sell
certain securities held as trustees of the James Lick Trust Fund in order
to re-invest the same, is presented by the Assistant City Attorney and
upon motion of Councilman Starbird, seconded by Councilman Doerr,
adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson
and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Ordinance No. 4314
One-Way Traffic
Hedding St. Between
Monroe St. & Bellrose Dr.

Ordinance No. 4314, entitled: "An Ordinance Amending The San
Jose Municipal Code By Adding New Sections Thereto To Be Designated
3306.12 And 3306.13 Providing For One-Way Traffic On Hedding Street
Between Monroe Street And Bellerose Drive", is presented by the Assistant
City Attorney and upon motion of Councilman Starbird, seconded by Council-
man Watson, passed to print:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson
and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Proposed
Federal Income Tax
On Bonds

Communication from Charles S. Rhyne, General Counsel for
National Institute of Municipal Law Officers, advising that the General
Revenue Revision Bill of 1954 will possibly contain provisions providing
for Federal income taxation of interest received from certain bonds issued
by municipalities, is read and by unanimous consent, said communication is
filed.

Disability Claim
Gunner Peterson
Denied

Ferdinand P. Palla, Assistant City Attorney, reports that the
decision of the Industrial Accident Commission of the State of California
was rendered in favor of the City in the claim filed by Gunner Peterson,
Fireman, for disability payment for alleged injuries received in the
course and scope of his employment.

Resolution No. 10132
Fixing Official
Curb Grades
Streets In Tract #1119

Resolution No. 10132 fixing official curb grades and position
of curbs for portions of Koch Lane, Cardinal Lane, Thrasher Lane, Plummer
Avenue and Cherry Avenue, all in or adjacent to Willow Gardens, Unit No.
2, Tract No. 1119, is presented, and upon motion of Councilman Watson,
seconded by Councilman Doerr, adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson
and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Resolution No. 10133
Improvement of
Cherry Ave.
Tract #1119

Resolution No. 10133 adopting plans and specifications for the
improvement of a portion of Cherry Avenue in or adjacent to Willow Gardens,
Unit No. 2, Tract No. 1119, is presented, and upon motion of Councilman
Watson, seconded by Councilman Doerr, adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson
and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Resolution No. 10134
Adopting Plans
Streets In Tract #1119

Resolution No. 10134 adopting plans and specifications for the
improvement of portions of Plummer Avenue, Thrasher Lane, Cardinal Lane,
Koch Lane and Cherry Avenue, all in or adjacent to Willow Gardens, Unit
No. 2, Tract No. 1119, is presented, and upon motion of Councilman Doerr,
seconded by Councilman Foley, adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson
and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Resolution No. 10135
Installation of Well
Municipal Airport
Adopting Plans

Resolution No. 10135 adopting plans and specifications for the installation of Well No. 9 at the San Jose Municipal Airport and fixing February 15, 1954 as the date on which bids will be accepted for said improvement is presented and upon motion of Councilman Doerr, seconded by Councilman Watson, adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson
and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Resolution No. 10136
Lighting
The Alameda
Adopting Plans

Resolution No. 10136 adopting plans and specifications for the lighting of The Alameda from Stockton Avenue to Santa Clara City Limits is presented, and upon motion of Councilman Watson, seconded by Councilman Doerr, adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson
and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Resolution No. 10137
Improvement of
Boiler No. 2
Civic Auditorium
Adopting Plans

Resolution No. 10137, adopting plans and specifications for the improvement of Boiler No. 2, Serial No. 4443, San Jose Civic Auditorium Heating System, is presented, and upon motion of Councilman Starbird, seconded by Councilman Watson, adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson
and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Alcoholic Beverages
Control Act

Notification of liquor license applications filed with the State Board of Equalization, are presented and by unanimous consent, filed.

4-Way Stop Signs
10th & Julian Sts.
Priority List

Report of A. P. Philpott, Traffic Analyst, dated January 5, 1954, indicating that intersection of 10th and Julian Streets is eighth on the priority list for installation of four-way stop signs is presented by the City Manager. Councilman Watson proposes and moves adoption of resolution that said report be accepted and filed, seconded by Councilman Doerr and adopted.

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson
and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Recess

Councilman Watson proposes and moves adoption of resolution that the Council recess to meet as a Committee of the Whole and to reconvene at the call of the Mayor, seconded by Councilman Starbird and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson
and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Recess

The Council now recesses at 10:52 o'clock P.M.

Reconvene

The Council now reconvenes at 10:55 o'clock P.M., and the Clerk calls the roll:

Present: Councilmen - Doerr, Foley, Solari, Starbird, Watson
and Hathaway.
Absent: Councilmen - Santora.

Resolution No. 10138
Amend Rules &
Regulations of
Fire Dept.

Resolution No. 10138 amending Section 1 of Article XIII of the Rules and Regulations of the San Jose Fire Department to provide that every member of the Fire Department shall be entitled to one day off from any type of actual standby duty in every 7 working days except in times of great emergency, is presented by the Assistant City Attorney and upon motion of Councilman Starbird, seconded by Councilman Solari and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson
and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Adjourn

Councilman Solari proposes and moves adoption of resolution that the Council adjourn out of respect to the memory of Ann Hitt, deceased January 24, 1954, to meet again at 4 o'clock P.M., January 27, 1954, Council Chambers, City Hall, seconded by Councilman Starbird and adopted:

Ayes: Councilmen - Doerr, Foley, Solari, Starbird, Watson
and Hathaway.
Noes: Councilmen - None.
Absent: Councilmen - Santora.

Adjourn

Council now adjourns at 10:56 o'clock P.M.

Parker L. Hathaway
PARKER L. HATHAWAY
Mayor

ATTEST:

Dorothy Covill
DOROTHY COVILL
City Clerk