

COUNCIL MINUTES

33

MAY 10, 1954 - JUNE 1, 1954

The San Jose Mercury And San Jose News To Fly A Helicopter Over
Certain Portions Of The City Of San Jose And During Such Flight To
Release Paper Certificates" is presented, and upon motion of Council-
man Watson, seconded by Councilman Santora, adopted:

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

Ordinance No. 4384
Appropriation
Off-Street Parking
Appraisals

Ordinance No. 4384, entitled: "An Ordinance Of The City Of
San Jose Appropriating The Sum Of \$800.00 From The Unappropriated
Surplus Of The General Fund To The City Manager For Administrative
Surveys and Special Investigations For The Payment Of Appraisal Fees
Rendered By Arnold B. Jamison In Connection With The Off Street Parking
Program: And Authorizing The City Manager To Pay Said Sum" is read,
and upon motion of Councilman Santora, seconded by Councilman Starbird,
passed to print:

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

Agreement
Central Fire
Prot. District
Amendments

Robert E. Cassin, City Attorney, presents proposed amend-
ments to the agreement with the Central Fire Protection District,
heretofore approved by Resolution No. 10300, adopted April 26, 1954,
whereupon Councilman Santora proposes and moves adoption of resolution
that consideration of said proposed amendments to said agreement be
deferred to May 17, 1954, seconded by Councilman Watson and not
adopted:

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

Agreement
Central Fire
Prot. District
Amendments

Councilman Foley proposes and moves adoption of resolution
that consideration of the proposed amendments to the agreement with
the Central Fire Protection District, heretofore approved by Resolution
No. 10300, adopted April 26, 1954, be deferred until later in the
meeting so that all Councilmen may be present, seconded by Councilman
Watson, and adopted:

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

Ordinance No. 4385
Appropriation
Adm. Surveys

Ordinance No. 4385, entitled: "An Ordinance Appropriating
The Sum Of \$5,850 From The Unappropriated Surplus Of The General Fund
To The City Manager For Various Purposes" is presented, and upon
motion of Councilman Santora, seconded by Councilman Solari, passed
to print:

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

Resolution No. 10343
Ordering Plans
Eastwood Court &
Perry Court

Resolution No. 10343 directing the City Engineer to furnish
plans and specifications for the improvement of Eastwood Court between
a point 154.38' S. of the S. line of Perry Court measured along the
W. line thereon and its N. termination; also Perry Court between the
W. line of Eastwood Court to the center line of 33rd Street, is read
and upon motion of Councilman Watson, seconded by Councilman Santora,
adopted:

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

Resolution No. 10344
Adopting Plans
Eastwood Court &
Perry Court

Resolution No. 10344 adopting plans and specifications for
the improvement of Eastwood Court between a point 154.38' S. of the
S. line of Perry Court measured along the W. line thereon to its N.
termination; also Perry Court between the W. line of Eastwood Court
to the center line of 33rd Street, is read and upon motion of Council-
man Solari, seconded by Councilman Watson, adopted:

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

Resolution No. 10345
Fixing Curb Grades
Willow Gardens
Unit No. 3

Map showing official curb grades and positions of curbs on
Kring Drive and portions of Koch Lane, all in and adjacent to Tract
No. 1293, Willow Gardens, Unit No. 3, is presented. Resolution No.
10345 fixing official curb grades and positions of curbs on Kring
Drive and portions of Koch Lane all in and adjacent to Tract No. 1293,

Willow Gardens, Unit No. 3, is read and upon motion of Councilman Watson,
seconded by Councilman Santora, adopted:

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

Resolution No. 10346
Adopting Plans
Willow Gardens
Unit No. 3

Resolution No. 10346 adopting plans and specifications for the
improvement of Kring Drive and Koch Lane all in and adjacent to Tract No.
1293, Willow Gardens, Unit No. 3, is read and upon motion of Councilman Watson,
seconded by Councilman Santora, adopted:

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

Resolution No. 10347
Final Map
Willow Gardens
Unit No. 3

Final Map of Tract No. 1293, Willow Gardens, Unit No. 3, as sub-
mitted to the City Clerk by H.J. Flannery, City Engineer, is presented.
Resolution No. 10347 approving and accepting Final Map of Tract No. 1293,
Willow Gardens, Unit No. 3 is read, and upon motion of Councilman Santora,
seconded by Councilman Watson, adopted:

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

Resolution No. 10348
Approve Contract
Willow Gardens
Unit No. 3

Resolution No. 10348, entitled: "Resolution Approving And Author-
izing The Execution Of The Contract For The Improvement Of Tract No. 1293,
Willow Gardens, Unit No. 3", is presented, and upon motion of Councilman
Santora, seconded by Councilman Foley, adopted:

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

Contract Bonds
Resurfacing Of
Ryland Park
Tennis Cts.

Councilman Watson proposes and moves adoption of resolution that in
contract with A. J. Raisch Paving Company for furnishing labor and materials
for resurfacing Ryland Park tennis courts, the bond for faithful performance
be fixed at \$332.00, and the bond of A.J. Raisch Paving Company as principal,
and Pacific Indemnity Company, as surety, to the City of San Jose, in the
amount of \$664.00, securing claims of materialmen and laborers, be approved,
seconded by Councilman Santora and adopted:

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

Realignment Rosa St.
(Civic Center)

H. J. Flannery, City Engineer, presents and files communication from the Director of Planning outlining development of Rosa Street at the Governmental Center Site, with map dated March 27, 1954, attached thereto showing proposed realignment of Rosa Street, and recommends, and Councilman Watson proposes and moves adoption of resolution that the City Engineer be directed to proceed with plans for said improvement seconded by Councilman Santora, and adopted:

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

Adjourn

Councilman Santora proposes and moves adoption of resolution that the Council adjourn, seconded by Councilman Watson, and not adopted:

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

Councilman Doerr
Enters

Councilman Doerr now enters and is seated.

Agreement With
Central Fire Prot.
District

Robert E. Cassin, City Attorney, reads and advises on proposed amendments to agreement with the Central Fire Protection District as approved by Resolution No. 10300, adopted April 26, 1954. Councilman Starbird proposes and moves adoption of resolution that said proposed amendments be approved, seconded by Councilman Solari. John E. Thorne, Attorney at Law, appearing for the San Jose Firefighters Local 873, advises on matters which must be considered and written into said agreement, all as set forth in his communication dated May 6, 1954, and heretofore filed May 10, 1954. L. D. Bohnett, Attorney at Law urges approval of proposed amendments to said agreement. A. E. Sheppard inquires whether written consent from the Board of Fire Underwriters has been obtained to the effect that said agreement and amendments will not affect the City's Class 4 rate. General discussion ensues, after which the Clerk calls the roll on the resolution that said proposed amendments be approved, and said resolution is adopted:

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

Resolution No. 10349
Amending Agreement
Central Fire Prot.
District

Resolution No. 10349, entitled: "Resolution Authorizing The Execution Of An Agreement With The Central Fire Protection District To Be Effective Only Upon Execution Of A Supplementary Agreement Setting Forth The Nature Of The Fire Protection To Be Rendered Said District, And The Manner In Which Said Services Are To Be Rendered, And Repealing Resolution No. 10300, Adopted April 26, 1954, Entitled: 'Resolution Authorizing The Execution Of An Agreement With The Central Fire Protection District'", is presented by the City Attorney and upon motion of Councilman Starbird, seconded by Councilman Solari, adopted:

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

Expansion Policy
Fire Department

John E. Thorne, Attorney at Law, requests and Councilman Starbird proposes and moves adoption of resolution that a policy be adopted that as the city expands by annexation, the present working conditions of the Fire Department will be maintained and expanded as required, seconded by Councilman Solari, and adopted:

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

Proposed Acquisition
Off-Street Parking
Properties

A. P. Hamann, City Manager, presents and files recommendation dated April 28, 1954, for the acquisition of certain properties presently owned by St. Charles Parking Corporation and Market Parking Corporation for off-street parking purposes. Councilman Watson proposes and moves adoption of resolution that the City Manager be directed to negotiate for the acquisition of said properties, seconded by Councilman Starbird, and adopted:

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

Fire Department
Form of Organization

Recommendation of the Chief of The Fire Department and the City Manager, dated May 6, 1954, that in accordance with the provisions

of Article X, Section 76, Charter, the Council determine the Form of Organization of the Fire Department to be as follows:

1 Fire Chief
1 Asst. Fire Chief
5 Battalion Chiefs
1 Fire Prev. Chief
1 Drillmaster
1 Master Mechanic
28 Captains
116 Firemen
1 Sr. Steno. Clerk

Total 155

is read. Councilman Watson proposes and moves adoption of resolution that said recommendation be approved, seconded by Councilman Santora and adopted:

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

Traffic Signal
Priority List
4th & Taylor

A. P. Hamann, City Manager, presents and files report of A. B. Philpott, Traffic Analyst, advising that intersection of 4th and Taylor is in 2nd position on Traffic Signal Priority List, and that installation will be made in October or November.

Communication Center
1st & Rosa Sts.

A. P. Hamann, City Manager, presents and files report of the Joint Committee for the Civic Center, recommending, 1) that the Communications Building of the City of San Jose be located approximately on the westerly side of the prolongation of the line of North San Pedro Street and as far south as possible on the property of the City of San Jose, and 2) that an easement be granted for utilities and for reasonable access to the Communications Building from the intersection of Rosa Street and North San Pedro Street at a line to be later determined and recommended by this Committee when and as needed. Councilman Watson proposes and moves adoption of resolution that said recommendations be referred to the City Planning Commission for consideration and report, seconded by Councilman Doerr, and adopted:

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

A.A.A.E. Convention
Airport Manager
Authorized to Attend

A. P. Hamann, City Manager, recommends and Councilman Doerr proposes and moves adoption of resolution that James M. Nissen,

Airport Manager, be authorized to attend the California Association of Airport Executives Convention, as President and Chairman of the Board of Directors, to be held in Louisville, Kentucky, May 16 through May 19, 1954, and that he be allowed necessary expenses, seconded by Councilman Solari and adopted:

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

Adjourn

Councilman Foley proposes and moves adoption of resolution that Council adjourn, seconded by Councilman Starbird and adopted:

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

Adjourn

Council now adjourns at 10:05 o'clock P.M.

ATTEST: *Dorothy Covill*
DOROTHY COVILL
CITY CLERK

Parker L. Hathaway
PARKER L. HATHAWAY
MAYOR

Monday

San Jose, California

Mailed 12/2/55

May 17, 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
ar. Watson.
Absent: Councilmen - Hathaway.

Councilman Doerr
Mayor Pro Tempore

Councilman Watson proposes and moves adoption of resolution that Councilman Doerr preside as Mayor Pro Tempore in the absence of Mayor Hathaway, seconded by Councilman Starbird and adopted:

Ayes: Councilmen - Foley, Santora, Solari, Starbird and Watson.
Having expressed his opinion that he is disqualified with reference to said question:

Not Voting: Councilmen - Doerr.

Noes: Councilmen - None.

Absent: Councilmen - Hathaway.

Invocation

Invocation is given by Reverend Clarence Crouser.

Minutes

Councilman Starbird proposes and moves adoption of resolution that consideration of the Minutes of December 7, 14, 21, 28, 30, 1953, January 4, 11, 18, 25, 27, February 1, 8, 15, 23, March 1, 8, 15, 22, 11:00 o'clock A.M. and 8:00 o'clock P.M. March 29, April 5, 4:00 o'clock and 8:00 o'clock P.M., April 12, April 19, 26, May 3 and 10, 1954 be deferred, seconded by Councilman Watson and adopted:

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

Noes: Councilmen - None.

Absent: Councilmen - Hathaway.

North San Jose No. 3
Annexation Hearing

This being the time and place fixed when and where any person owning real property in the uninhabited territory proposed to be annexed to the City of San Jose and designated North San Jose No. 3, may object or protest to said proposed annexation, the City Clerk presents and files written protest of (1) Richard I. McCarthy and Mary Gertrude McCarthy; (2) Norman L. Meads, Norma M. Graham and Jane Meads Cassin; and (3) Antonio Gouveia and Mary Gouveia. Robert L. Cassin, City Attorney, advises that since his wife, Jane Meads Cassin is a property owner within the territory proposed to be annexed, he is disqualified from representing the City of San Jose, whereupon Ferdinand P. Palla, Assistant City Attorney, appears on behalf of the City of San Jose and presents and files (1) affidavit dated May 17, 1954, of Pearce Davies, Associate Planner, showing the assessed values of entire parcels of property, portions of which are proposed to be annexed to the City of San Jose as "North San Jose No. 3", as shown on

the last equalized assessment roll of Santa Clara County, which is received and marked City's Exhibit No. 1; (2) affidavit dated May 17, 1954, of Pearce Davies, Associate Planner, showing values of all parcels of real property proposed to be annexed to the City of San Jose as "North San Jose No. 3", which is received and marked City's Exhibit No. 2; and (3) Map, entitled: "Preliminary Sketch Of North San Jose No. 3", dated January 1954, with (a) affidavit dated May 17, 1954, of John W. Hamilton, Junior Civil Engineer, stating that the red lines shown therein indicate the boundary of the territory proposed to be annexed to the City as North San Jose No. 3, and that the green boundary lines shown thereon indicate all of the parcels of land, portions of which are situate within the red boundary line and within the territory proposed to be annexed, and (b) affidavit dated May 17, 1954, of Pearce Davies, Associate Planner, that the parcels of property shown on said map are assessed to the persons thereon named, that the assessed values of the entire parcels are those specified thereon, that the values given on said map as values of the portions of larger parcels proposed to be annexed were computed by him and to the best of his information and belief are correct, attached thereto. City Clerk presents and files affidavit of Alice G. Wade of the publication of Resolution No. 10228 in the San Jose News on April 12 and 19, 1954; affidavit of John S. Baggerly of the publication of Resolution No. 10228 in the Los Gatos Daily Times on April 12 and 19, 1954; and Affidavit of Mailing (North San Jose No. 3) of Dorothy Covill, City Clerk, showing the names and addresses of owners of property to whom notices were mailed regarding the proposed annexation and the date and time of hearing thereon. C. C. Cottrell, Attorney at Law, appears on behalf of Richard I. McCarthy, Mary Gertrude McCarthy, Norman L. Meads, Norma M. Graham, Jane Meads Cassin, Antonio Gouveia and Mary Gouveia, protestants to said proposed annexation. Pearce Davies, Associate Planner, is called by C. C. Cottrell, Attorney at Law, sworn and testifies. General discussion is had relative to the assessed valuation of the territory proposed to be annexed and the assessed valuation of the portion of said territory which is owned by protestants. Councilman Solari proposes and moves adoption of resolution that said public hearing be continued to 4:00 o'clock P.M., May 18, 1954, seconded by Councilman Watson and adopted:

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

Asbury St.
Coleman-Walnut Sts.
Hearing Closed

This being the time and place fixed by Resolution No. 10289, adopted April 26, 1954, when and where any and all persons having any objections to the proposed improvement of portions of Asbury Street between the E. line of Coleman Avenue and the W. line of Walnut Street, in accordance with said Resolution No. 10289, may appear and be heard, the City Clerk reports that no written protests to said work and improvement 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 - Foley, Santora, Solari, Starbird, Watson
and Doerr.

Noes: Councilmen - None.

Absent: Councilmen - Hathaway.

Asbury St.
Coleman-Walnut Sts.
Resolution No. 10350
Ordering Improvement

Resolution No. 10350 ordering the improvement of portions of Asbury St. from the E. line of Coleman Avenue to the W. line of Walnut Street, is read and upon motion of Councilman Watson, seconded by Councilman Starbird, adopted:

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

Noes: Councilmen - None.

Absent: Councilmen - Hathaway.

14th St.
Rosa-Mission Sts.
Hearing Closed

This being the time and place fixed by Resolution No. 10291 adopted April 26, 1954, when and where any and all persons having any objections to the proposed improvement of portions of 14th Street from the S. line of Rosa Street to the N. line of Mission Street, in accordance with said Resolution No. 10291, the City Clerk reports that no written protests to said proposed work and improvement have been filed. No person is present desirous of being heard. Councilman Starbird proposes and moves adoption of resolution that said hearing be closed, seconded by Councilman Santora and adopted:

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

Noes: Councilmen - None.

Absent: Councilmen - Hathaway.

14th St.
Rosa-Mission Sts.
Resolution No. 10351
Ordering Improvement

Resolution No. 10351 ordering the improvement of portions of 14th Street from the S. line of Rosa Street to the N. line of Mission Street, is read and upon motion of Councilman Watson, seconded by Councilman Starbird and adopted:

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

Noes: Councilmen - None.

Absent: Councilmen - Hathaway.

The Alameda
Lighting Improvement
Hearing Closed

This being the time and place fixed by Resolution No. 10303, adopted April 26, 1954, when and where any and all persons having any objections to the proposed improvement of The Alameda from Stockton Avenue to Santa Clara City Limits, by installation of side lighting in accordance with said Resolution No. 10303, may appear and be heard, the City Clerk reports that no written protests to said proposed work and improvement have been filed. Al McIntosh protests to

said improvement by assessment proceedings. Marshall S. Hall, Attorney at Law, urges that said improvement be ordered. Councilman Starbird proposes and moves adoption of resolution that said hearing be closed, seconded by Councilman Watson and adopted:

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

The Alameda
Resolution No. 10352
Ordering Improvement

Resolution No. 10352 ordering the improvement of portions of The Alameda from Stockton Avenue to Santa Clara City Limits by installation of side lighting, is read and upon motion of Councilman Starbird, seconded by Councilman Santora, adopted:

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

Reciprocal Laundry
Inspections
City of Oakland

Communication from J. C. Geiger, Health Officer, City of Oakland, expressing desire to negotiate for reciprocal inspection service to eliminate duplicate inspections being made of City of Oakland and City of San Jose laundries by both Health Departments, is read. Councilman Starbird proposes and moves adoption of resolution that said communication be referred to the Health Department for consideration and report, seconded by Councilman Watson and adopted:

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

Extension
Cherry Ave. into
Pine Ave.
Proposed

Communication of Charles R. Prundage requesting that Cherry Avenue be extended S. into Pine Avenue, is presented. Councilman Starbird proposes and moves adoption of resolution that said request be referred to the City Planning Commission for consideration and report, seconded by Councilman Watson and adopted:

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

Irrigation Pipe
Bellerose Dr. &
Clarmar Way

Request of Leo F. Piazza Paving Company, for permission to install a 12" spiral welded irrigation pipe, at a depth of 3 feet, under Forest Street between Bellerose Drive and Clarmar Way; also under Clarmar Way between Bellerose Drive and Clarmar Way extended, is read. H. J. Flannery, City Engineer, recom-

mends that permission, if granted, should be revocable. Councilman Starbird proposes and moves adoption of resolution that revocable permit be granted for said installation, subject to furnishing a hold harmless agreement, seconded by Councilman Solari and adopted:

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

Protest
One-Way Street
Almaden Ave.

Communication from Anthony J. Anastasi, Attorney at Law, representing Peter Anastasi and Catherine Anastasi, property owners on Almaden Avenue protesting the proposed establishment of one-way traffic on Almaden Avenue is presented. Councilman Starbird proposes and moves adoption of resolution that said protest be referred to the Traffic Analyst for consideration and report, seconded by Councilman Watson and adopted:

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

Application
Junk Peddler

Application of Paul Contorno for a revocable permit to engage in the business of junk peddling within the City of San Jose, is presented. Councilman Starbird proposes and moves adoption of resolution that said application be deferred to May 24, 1954, seconded by Councilman Solari and adopted:

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

Stop Sign
7th & Reed Sts.

Petition of Maureen Watkins, and other residents in the vicinity of 7th and Reed Streets, requesting that a stop sign be installed at the intersection of 7th & Reed Streets, is presented. Councilman Watson proposes and moves adoption of resolution that said petition be referred to the Traffic Analyst for consideration and report, seconded by Councilman Santora and adopted:

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

Pave 16' Strip
N. 9th St.
Jackson-Taylor Sts.

Request of W. Harlow Waggoner, President, Santa Clara Packing Company, for permission to pave a 16' concrete strip across N. 9th St. between Jackson and Taylor Streets in accordance with specifications of City Engineer, said Company to assume expense of any necessary change in any future street paving; also requesting permission to close N. 9th St. between Jackson and Taylor

Streets during the time of construction of said 16' concrete strip, is read.
Councilman Starbird proposes and moves adoption of resolution that request be approved, subject to furnishing a hold harmless agreement, seconded by Councilman Watson and adopted:

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

Proposed Appointment
Planning Commission

Communication from Victor H. Owen, Jr., President, San Jose Real Estate Board, recommending and urging appointment of Robert L. Wing to vacancy on San Jose Planning Commission June 30, 1954, is read and by unanimous consent, filed.

Willow Glen Business
& Professional Assn.
Parade

Request of Willow Glen Business & Professional Association for a permit to conduct a parade at 8:00 o'clock P.M., May 24, 1954, heretofore approved by the Chief of Police, is read. Councilman Starbird proposes and moves adoption of resolution that said permit be granted, seconded by Councilman Foley and adopted:

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

Stop Sign
Kirk Rd.
Foxworthy-Hillsdale Aves.

Petition of Robert McCluskey and others requesting 1) that a stop sign be erected on Kirk Road between Foxworthy Avenue and Hillsdale Avenue, and 2) that a "Slow-Children At Play" sign be installed in an appropriate location, is read. Councilman Starbird proposes and moves adoption of resolution that said petition be referred to the Traffic Analyst for consideration and report, seconded by Councilman Watson and adopted:

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

Unnamed Alley
N. of Keyes St. Between
5th & 6th Sts.
Close & Abandon

C. C. Cottrell, Attorney at Law, presents petitions of Joe Compagno, Leon & Katharine Guidry, Frank S. Ichishita & Alice (Sister), Morrison W. & Ruth R. Reese, Maria V. Terra, Ernest A. & Maude L. Hathaway, Giovanni & Merchiolma Ghiorso, Old English Co. Inc.; 1) requesting that an unused alley extending from Keyes Street N. approximately 350' between and parallel to S. 5th and 6th Streets., be closed and abandoned; 2) requesting that 15' on the E. side of S. 5th Street running N. from Keyes St. approximately

350' be closed, and abandoned with map thereof attached.

Councilman Starbird proposes and moves adoption of resolution that petition be referred to the City Planning Commission for consideration and report, seconded by Councilman Watson and adopted:

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

Additional Hangar Space Municipal Airport Jack Ingersol urges that additional hangar space be provided at the San Jose Municipal Airport. A. P. Hamann, City Manager, reports that there is a need for additional hangar space and that when there are available funds he will report on this matter.

Meeting Peninsula Division League of California Cities Notice of meeting of the Peninsula Division, League of California Cities, at 7:00 o'clock P.M., May 20, 1954, at Alviso, is read and filed.

Fire Rating Communication from L. A. O'Brien, Chief of the Fire Department, transmitting communication dated May 13, 1954, from Herbert Baines, Assistant Chief Engineer of the National Board of Fire Underwriters, in reply to inquiry as to what effect the agreement with the Central Fire Protection District, heretofore approved by Resolution Nos. 10300 and 10349, will have on the City's Class 4 rating, are presented. By unanimous consent, the City Clerk is directed to send copies of said communications to all Councilmen.

Request for Consent To Annexation By City of Campbell Request of Joseph A. Bonacina, City Attorney for and on behalf of the City of Campbell, that pursuant to Section 35304.5 of the State Government Code, consent be given to the City of Campbell for the annexation of land designated "Campbell Annexation 1954-2", located at the NE corner of David Avenue and Central Avenue, is presented. Robert E. Cassin, City Attorney, recommends, and Councilman Starbird proposes and moves adoption of resolution that said request be referred to the City Attorney for consideration and report, seconded by Councilman Watson and adopted:

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

Hearing Rate Increase San Jose City Lines, Inc. Notification of hearing before the Public Utilities Commission on application of the San Jose City Lines, Inc., for authority to increase certain of its rates of fare, to be held at 10:00 o'clock A.M.,

June 9, 1954 in the Municipal Auditorium, is presented and filed.

Proclamation "Life Insurance Week" City Clerk advises of request of R. Chris Jenkins on behalf of the San Jose Chapter of Life Underwriters Association, that May 24 to 30, 1954 be proclaimed "Life Insurance Week" in San Jose. Councilman Foley proposes and moves adoption of resolution that said request be granted and the Mayor be authorized to so proclaim, seconded by Councilman Watson and adopted:

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

Proposed Stop Sign On Bassett St. At Market St. Communication from Dav. Cane requesting that consideration be given to installing a stop sign on Bassett Street where it intersects Market Street, is presented. Councilman Starbird proposes and moves adoption of resolution that said request be referred to the Traffic Analyst for consideration and report, seconded by Councilman Foley, and adopted:

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

Ordinance No. 4381 Ordinance No. 4381, entitled: "An Ordinance Leasing That Certain Lease Airport Village Store (Peter Horn, Jr.) City-Owned Store Building Situate at Airport Village, Known As The Village Food Center And Setting Forth The Terms And Conditions Of Said Lease", passed to print May 10, 1954, is given final reading and upon motion of Councilman Starbird, seconded by Councilman Santora, adopted:

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

Ordinance No. 4383 Expiration Date Of Annual Licenses Ordinance No. 4383, entitled: "An Ordinance Of The City Of San Jose Amending The San Jose Municipal Code By Repealing Section No. 6230.19 Of Said Code Relating To Expiration Date Of Annual Licenses", passed to print May 10, 1954, is given final reading and upon motion of Councilman Starbird, seconded by Councilman Watson, adopted:

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

Ordinance No. 4384 Appropriation Off-Street Parking Appraisals Ordinance No. 4384, entitled: "An Ordinance Of The City Of San Jose Appropriating The Sum Of \$800.00 From The Unappropriated Surplus Of The General Fund To The City Manager For Administrative Surveys And

Special Investigations For The Payment Of Appraisal Fees Rendered By
Arnold B. Jamison In Connection With The Off Street Parking Program: And
Authorizing The City Manager To Pay Said Sum", passed to print May 10, 1954,
is given final reading and upon motion of Councilman Starbird, seconded
by Councilman Watson, adopted:

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

Resolution No. 10353
Award
19th St.
Rosa-Jackson Sts.

H. J. Flannery, City Engineer, reports that the bid of Leo F.
Piazza Paving Co., is the lowest responsible bid for the improvement of
portions of Nineteenth Street from the S. line of Rosa street to the S.
line of Jackson Street, at the prices named in its bid opened May 10, 1954,
and recommends that said bid be accepted. Resolution No. 10353 awarding
contract for the improvement of portions of Nineteenth Street, to Leo
F. Piazza Paving Co., is read and upon motion of Councilman Starbird,
seconded by Councilman Santora, adopted:

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

Resolution No. 10354
Award
Ford Ave.

H. J. Flannery, City Engineer, reports that the bid of Leo F.
Piazza Paving Co., is the lowest responsible bid for the improvement of
portions of Ford Avenue from the center line of Cottage Grove Avenue
to the N. line of Bellevue Avenue, at the prices named in its bid opened
May 10, 1954, and recommends that said bid be accepted. Resolution No.
10354 awarding contract for the improvement of portions of Ford Avenue,
to Leo F. Piazza Paving Co., is read and upon motion of Councilman Watson,
seconded by Councilman Starbird, adopted:

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

Resolution No. 10355
Award
Pascoe Ave.

H. J. Flannery, City Engineer, reports that the bid of Leo F.
Piazza Paving Co., is the lowest responsible bid for the improvement of
portions of Pascoe Avenue from the center line of Lincoln Avenue to the
Cimino Bros. Subdivision Tract No. 283, at the prices named in its bid

opened May 10, 1954, and recommends that said bid be accepted. Resolution No. 10355 awarding contract for the improvement of portions of Pascoe Avenue, to Leo F. Piazza Paving Co., is read and upon motion of Councilman Watson, seconded by Councilman Starbird, adopted:

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

Bids Deferred
Cleveland Ave.

H. J. Flannery, City Engineer, recommends and Councilman Starbird proposes and moves adoption of resolution that consideration of the proposals or bids opened May 10, 1954, for the improvement of portions of Cleveland Avenue from the N. line of Forest Avenue to the SW line of Park Tract No. 64, be deferred to May 24, 1954, seconded by Councilman Foley, and adopted:

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

Bids Deferred
Mission St.
12th-13th Sts.

H. J. Flannery, City Engineer, recommends and Councilman Starbird proposes and moves adoption of resolution that consideration of the proposals or bids opened May 10, 1954, for the improvement of portions of Mission Street from the E. line of Twelfth Street to the W. line of Thirteenth Street, be deferred to May 24, 1954, seconded by Councilman Foley, and adopted:

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

Civil Service Dept.
Testing Services

A. P. Hamann, City Manager, recommends and Councilman Starbird proposes and moves adoption of resolution that the request of the Civil Service Commission, filed May 17, 1954, that \$1500 be allocated to the Civil Service Department for the purpose of engaging the services of Louis J. Kroeger and Associates for testing services, be approved, seconded by Councilman Solari, and adopted:

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

Precised Sections
(Official Plan Lines)
N. 1st St.

Certified copies of Maps of Precised Sections (Official Plan Lines) of N. 1st Street between Bayshore Highway and Route 5 Freeway, are presented and recommendation of the City Planning Commission that

said Precised Sections be adopted to permit establishment of building lines on said street, is read. Councilman Starbird proposes and moves adoption of resolution that 8:00 o'clock P.M., June 7, 1954, Council Chambers, City Hall, be fixed as time and place of hearing for the purpose of considering said Precised Sections (Official Plan Lines), seconded by Councilman Watson and adopted:

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

Proposed Rezoning
N. 4th St. N. of
Younger Ave.

Report and recommendation of the City Planning Commission, pursuant to Section 9112.1 (c) of the San Jose Municipal Code, that the property on the E. side of N. 4th Street, from a point 377' N. of Younger Avenue to a point 363.74' N. thereof, having a depth of 150.74' be not rezoned from R-2 Residence District to C-3 Commercial District, and advising that the City Planning Commission has initiated the proposed rezoning to C-1 Commercial District of a larger area including the property of applicants, is presented. Communication dated May 13, 1954, from Samuel A. Liccardo withdrawing his petition for said rezoning to C-3 Commercial District, is read, whereupon, by unanimous consent said proposed rezoning of the E. side of N. 4th Street to C-3 Commercial District is filed.

Proposed Closing
Lyle Dr.
E. of Coolidge Ave.

Recommendation of the City Planning Commission that proceedings be initiated to close that portion of Lyle Drive running easterly of Coolidge Avenue, for the reason that said street has no further significance as an access street and because of the change of the property to the east for off-street parking more complete use of said property may be facilitated by such closing, is read. William E. Watson, Attorney at Law, appearing for James A. Lima, Garden Drive, 1165 Lincoln Avenue, advises of the hardships involved in waiting for proceedings for the closing of said Lyle Drive in order to use the rear of property on Lincoln Avenue for off-street parking purposes, request for which was presented on April 19, 1954. Robert E. Cassin, City Attorney, advises on provisions of Section 9107.10 of the San Jose Municipal Code, and general discussion is had. Councilman Santora proposes and moves adoption of resolution that the City

Planning Commission be directed to reconsider the proposed closing of Lyle Drive and the use of property in rear of 1165 Lincoln Avenue for off-street parking purposes, seconded by Councilman Foley and adopted:

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

Proposed Amendment
Land Use For
Off-Street Parking

Councilman Foley proposes and moves adoption of resolution that consideration of the feasibility of amending Section 9107.1 et seq of the San Jose Municipal Code, particularly with regard to use of land for parking purposes be referred to the City Planning Commission and the City Attorney, seconded by Councilman Starbird, and adopted:

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

Sign Over Plan Line
NW. 4th & San Fernando Sts.

Recommendation of the City Planning Commission, by authority of Section 8612.1 of the San Jose Municipal Code, that Edward C. Brehm be permitted to erect a neon sign at the NW. corner of 4th and San Fernando Streets, extending 14' beyond the Official Plan Line on 4th Street, is read. Councilman Starbird proposes and moves adoption of resolution that said recommendation be approved, and revocable permit be granted pursuant to Section 8621 of the San Jose Municipal Code, seconded by Councilman Santora, and adopted:

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

Tentative Zoning
Anne Darling No. 7
Resolution No. 10356

Resolution of the City Planning Commission, adopted May 11, 1954, submitting Tentative Report on zoning annexed area known as Anne Darling No. 7, is presented. Resolution No. 10356 directing public hearing by the City Planning Commission on Tentative Report of zoning annexed area known as Anne Darling No. 7, and providing for notice of such hearing, is read and upon motion of Councilman Starbird, seconded by Councilman Santora, adopted:

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

Final Zoning
Maypark No. 2
Resolution No. 10357

Resolution of the City Planning Commission, adopted May 11, 1954,
submitting Final Report of zoning annexed area designated Maypark
No. 2, is presented. Resolution No. 10357 directing public hearing on
Final Report of the City Planning Commission on zoning annexed area known
as Maypark No. 2 and providing for notice of such hearing, is read and
upon motion of Councilman Starbird, seconded by Councilman Santora, adopted:

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

Payment Due

Certificate of H.J. Flannery, City Engineer, approved by the
City Manager that there is due and payable to Carl N. Swenson Co., Inc.,
on contract for the construction of the Minnesota Avenue Bridge across
Lewis Canal, a partial payment of \$11,553.93, is read. Councilman Starbird
proposes and moves adoption of resolution that said payment be authorized,
seconded by Councilman Watson, and adopted:

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

City Planning Com.
Minutes

Councilman Starbird requests the Director of Planning to endeavor
to send copies of the Minutes of the meetings of the City Planning Commission
sooner than two weeks after its meetings.

Resolution No. 10358
Investment Of James Lick
Trust Fund

Resolution No. 10358, entitled: "Resolution Authorizing The
City Manager And City Treasurer To Invest The Proceeds Of The James Lick
Trust Fund So As To Provide Income Therefrom In Order To Accomplish The
Purposes Of The Aforesaid Trust", is presented by the City Attorney,
and upon motion of Councilman Starbird, seconded by Councilman Watson,
adopted:

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

Resolution No. 10359
Anne Darling No. 7
Withdrawal From
Fire District

Resolution No. 10359 withdrawing certain territory designated as
Anne Darling No. 7 from the Central Fire Protection District of the County
of Santa Clara, is presented by the City Attorney, and upon motion of Council-
man Starbird, seconded by Councilman Foley, adopted:

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

Ordinance No. 4386
Purchase Property
(Farmers Union)

Ordinance No. 4386, entitled: "An Ordinance Authorizing The Mayor And City Manager To Purchase For Municipal Purposes A Certain Described Parcel Of Real Property From The Farmers Union, A Corporation; To Deposit In Escrow And Pay The Purchase Price Of Said Parcel And To Pay The Necessary Recording, Stamp Tax And Escrow Fees Necessarily Incurred In Connection With Said Purchase; And Appropriating The Sum Of \$6,406.00 From The Unappropriated Surplus Of The Public Improvement Fund For Said Purposes; And Providing For The Reimbursement Of The Public Improvement Fund For Said Sum Appropriated From The Proceeds Of Any Off-Street Parking Revenue Bonds Hereinafter To Be Issued", is presented by the City Attorney and upon motion of Councilman Starbird, seconded by Councilman Foley, passed to print:

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

Ordinance No. 4387
Purchase Property
(Market Parking Ins.)

Ordinance No. 4387, entitled: "An Ordinance Of The City Of San Jose Appropriating The Sum Of \$3,000.00 From The Surplus Cash Reserve Account For The Purpose Of Purchasing From Market Parking, Inc., A California Corporation, An Option For The City Of San Jose To Purchase Certain Real Property Herein Described; Specifying The Terms And Conditions Of Said Option; Authorizing The Mayor And City Manager To Pay Said Sum As The Purchase Price Of Said Option; And Providing For The Repayment Of Said \$3,000.00 To The Surplus Cash Reserve Account From Proceeds Of Off-Street Parking Revenue Bonds Which May Hereafter Be Issued And Sold", is presented by the City Attorney and upon motion of Councilman Starbird, seconded by Councilman Solari, passed to print:

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

Ordinance No. 4388
Appropriation For
Lease of Property

Ordinance No. 4388, entitled: "An Ordinance Appropriating The Sum Of \$4,500.00 From The Surplus Cash Reserve Account For The Leasing Of Certain Real Property From The Farmers Union, A Corporation; L. Hart & Son, Company, A Corporation; Springs, A Corporation; And Mattie L. Wendt; Approving And Authorizing The Mayor And City Manager To Accept An Option

To Purchase Said Property On Behalf Of The City Of San Jose; And Providing For The Reimbursement Of The Surplus Cash Reserve Account From Revenue Which May Be Derived From The Sale Of Off-Street Parking Revenue Bonds Or From The Unappropriated Surplus Of The General Fund", is presented by the City Attorney and upon motion of Councilman Starbird, seconded by Councilman Solari, passed to print:

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

Ordinance No. 4389
Purchase Property
(Mancino)

Ordinance No. 4389, entitled: "An Ordinance Of The City Of San Jose Authorizing The Execution And Performance Of A Contract Between City Of San Jose And Mancino, Et Al, For The Sale To And Purchase By City Of Certain Real And Other Property For The Price Of \$3500.00; And Appropriating And Authorizing The Expenditure Of \$3500.00 From The Public Improvement Fund For The Purchase Of Said Property", is presented by the City Attorney, and upon motion of Councilman Starbird, seconded by Councilman Santora, passed to print:

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

Resolution No. 10360
Vacating Easements
(Mancino)

Resolution No. 10360 finding that certain parts of certain easements have not been used for the purpose for which they were acquired for more than five consecutive years next preceding date of adoption of this resolution, and are unnecessary for present or prospective public use, and vacatingsaid parts of said easements, is presented by the City Attorney, and upon motion of Councilman Starbird, seconded by Councilman Santora, adopted:

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

Resolution No. 10361
Contract For
Off-Street Parking
Acquisition
(Earl Smart)

Resolution No. 10361 setting forth the provisions of a contract proposed to be entered into between the City and Earl Smart for his services in connection with acquisition by the City of certain property necessary for the off-street parking program, and authorizing the Mayor and City Manager to execute said contract, is presented by the City Attorney,

and upon motion of Councilman Starbird, seconded by Councilman Watson,
adopted:

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

Resolution No. 10362 Resolution No. 10362 setting forth the provisions of a contract
Contract For
Off-Street Parking proposed to be entered into between the City and W. Claire Wilson for
Acquisition
(W. Claire Wilson) his services in connection with acquisition by the City of certain

property necessary for the off-street parking program, and authorizing
the Mayor and City Manager to execute said contract, is presented by the
City Attorney, and upon motion of Councilman Starbird, seconded by Councilman
Watson, adopted:

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

Resolution No. 10363 Resolution No. 10363 setting forth the provisions of a contract

proposed to be entered into between the City of San Jose, and Mr. Louis
A. Cavala for services to be rendered by Mr. Cavala in connection with
the acquisition by City of certain property necessary for the off-street
parking program; and authorizing the Mayor and City Manager to execute
san contract on behalf of the City of San Jose, is presented by the City
Attorney, and upon motion of Councilman Starbird, seconded by Councilman
Watson, adopted:

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

Fees For
House Moving

Councilman Starbird recommends and by unanimous consent it is
directed that Robert V. Lotz, Building Inspection Supervisor is to be
present on May 24, 1954 to discuss the fees charged, pursuant to Section
6350 of the San Jose Municipal Code, for moving portable school buildings.

Ordinance No. 4162
Annexing Monterey
Park No. 1
Tie Vote

Ordinance No. 4162, entitled: "An Ordinance Approving The
Annexation Of Certain Uninhabited Territory, Designated 'Monterey Park
No. 1', To The City Of San Jose", passed to print February 24, 1953, is
given final reading and upon motion of Councilman Starbird, seconded by
Councilman Solari, not adopted:

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

Reports

Report of the Police Department for year ending December, 1953, and report of the City Auditor for April, 1954, are presented and filed.

Resolution No. 10364
Laurel St.
Preliminary
Determination

Resolution No. 10364 preliminarily determining that public convenience and necessity require the improvement of portions of Laurel Street from the N. line of Polhemus Street to the S. line of Emory Street, without compliance with the provisions of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931, describing said improvement and setting time and place of hearing thereon, is read and upon motion of Councilman Watson, seconded by Councilman Foley, adopted:

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

Resolution No. 10365
Tract No. 1098
Hacienda Gardens
Unit No. 5
Fixing Curb Grades

Map showing official curb grades and positions of curbs on portions of Curter Drive, Quinto Way, Manda Drive, Kilo Avenue, Julio Avenue, Potrero Drive, Balsa Avenue, Wema Way, Urna Avenue, Valla Drive and Foxworthy Avenue, all in and adjacent to Tract No. 1098, Hacienda Gardens, Unit No. 5, is presented. Resolution No. 10365 fixing official curb grades and position of curbs on said streets, is read and upon motion of Councilman Watson, seconded by Councilman Foley, adopted:

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

Resolution No. 10366
Tract No. 1098
Hacienda Gardens
Unit No. 5
Adopting Plans

Resolution No. 10366, adopting plans and specifications for the improvement of Tract No. 1098, Hacienda Gardens, Unit No. 5, is presented and upon motion of Councilman Watson, seconded by Councilman Foley, adopted:

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

Resolution No. 10367
Tract No. 1098
Hacienda Gardens
Unit No. 5
Approving Final Map

Resolution No. 10367 approving and accepting Final Map of Tract No. 1098, Hacienda Gardens, Unit No. 5, is presented and upon motion of Councilman Foley, seconded by Councilman Watson, adopted:

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

Mailed
11/18/55
Tuesday

San Jose, California

May 18, 1954

The Council of the City of San Jose convenes this day in session at 4:00 o'clock P.M., pursuant to adjournment.

Roll Call

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

Absent: Councilmen - Foley and Watson.

Minutes

Councilman Starbird proposes and moves adoption of resolution that consideration of the Minutes of December 7, 14, 21, 28, 30, 1953, January 4, 11, 18, 25, 27, February 1, 8, 15, 23, March 1, 8, 15, 22, 11:00 o'clock A.M. and 8:00 o'clock P.M. March 29, April 5, 4:00 o'clock and 8:00 o'clock P.M. April 12, April 19, 26, May 3, 10, and 17, 1954, be deferred, seconded by Councilman Santora and adopted:

Ayes: Councilmen - Doerr, Santora, Solari, Starbird, and Hathaway.

Noes: Councilmen - None.

Absent: Councilmen - Foley and Watson.

North San Jose No. 3
Annexation Hearing

This being the time and place fixed when and where any person owning real property within the uninhabited territory proposed to be annexed to the City of San Jose designated North San Jose No. 3, may object or protest to said proposed annexation, as continued from May 17, 1954. Councilman Starbird proposee and moves adoption of resolution that said public hearing be continued to 4:30 o'clock P.M., May 18, 1954, Council Chambers, City Hall, in order that Councilmen Foley and Watson may be present, seconded by Councilman Doerr, and adopted:

Ayes: Councilmen - Doerr, Santora, Solari, Starbird, and Hathaway.

Noes: Councilmen - None.

Absent: Councilmen - Foley and Watson.

Ordinance No. 4162
Annexing Monterey
Park No. 1
Final Adoption

Councilman Doerr proposes and moves adoption of resolution that Ordinance No. 4162, entitled: "An Ordinance Approving The Annexation Of Certain Uninhabited Territory, Designated 'Monterey Park No. 1', To The City Of San Jose," passed to print February 23, 1953, be finally adopted, seconded by Councilman Starbird. Councilman Santora objects to voting on said resolution until Councilmen Foley and Watson are present, and Councilman Santora leaves session. The Clerk now calls the roll and Ordinance No. 4162 is finally adopted:

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

Councilman Santora
Enters

Councilman Santora now enters and is seated.

Councilmen Foley
& Watson - Enter

Councilmen Foley and Watson now enter and are seated.

Used School Safety
Patrol Equipment
Disposal

A. P. Hamann, City Manager, presents recommendation of the Chief of Police that 150 pair of used four buckle galoshes which are to be replaced by the School Safety Patrol, be distributed to the Home of Benevolence, the Sisters of Charity, and the Santa Clara County Juvenile Hall. Councilman Santora proposes and moves adoption of resolution that said recommendation of the Chief of Police be approved and the City Manager be authorized to distribute said used equipment, seconded by Councilman Starbird and adopted:

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

Proposed Lease
Vicinity Of Municipal
Auditorium (Parking)

A. P. Hamann, City Manager, reports on offer received from Claude McKay to lease the city-owned off-street parking area in the vicinity of the Municipal Auditorium after 6:00 o'clock P.M., on a fifty-fifty basis, and advises that he will report later on the minimum term for said proposed lease.

Speeding In
Kaiser Area

A. P. Hamann, City Manager, presents and files report of the Chief of Police on enforcement of speeding in the Kaiser area, and by unanimous consent, said report is accepted and filed.

1027 Polhemus St.
Sell Dwelling

A. P. Hamann, City Manager, reports that the dwelling located on city-owned property at 1027 Polhemus Street is not now needed for municipal purposes, and recommends, and Councilman Starbird proposes and moves adoption of resolution that said dwelling be offered for sale at public auction, seconded by Councilman Solari, and adopted:

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

Negotiate for
Termination Of
Gift Ship Concession

A. P. Hamann, City Manager, reports that John P. Brunette, lessee of the Gift Shop Concession, Alum Rock Park, has advised that during the first week in May there were practically no sales made from said concession. The City Manager recommends, and Councilman Starbird proposes and moves adoption of resolution that the City Attorney be directed to negotiate for the termination of the lease of said Gift Shop Concession, seconded by Councilman Doerr, and adopted:

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

North San Jose No. 3
Annexation Hearing

This being the time and place fixed when and where any person owning real property within the uninhabited territory proposed to be annexed to the City of San Jose designated North San Jose No. 3, may object or protest to said proposed annexation, as continued from 4:00 o'clock P.M., May 18, 1954, C. C. Cottrell, Attorney at Law, appears on behalf of Richard I. McCarthy, Mary Gertrude McCarthy, Norman L. Meads, Norma M. Graham, Jane Meads Cassin, Antonio Gouveia, and Mary Gouveia, protestants. Ferdinand P. Falla, Assistant City Attorney, appears on behalf of the City of San Jose, calls Frank Belick, Associate Civil Engineer, who is sworn and testifies. John W. Hamilton, Junior Civil Engineer, is called by the Assistant City Attorney and sworn. Ferdinand P. Falla, Assistant City Attorney, presents and files Chart, entitled: "North San Jose No. 3", which is received and marked "City's Exhibit No. 4, and Map, entitled: "Preliminary Sketch Of North San Jose No. 3", dated January 1954 with affidavit dated May 17, 1954 of John W. Hamilton, Junior Civil Engineer, and affidavit dated May 17, 1954 of Pearce Davies, Associate Planner, attached thereto as filed on May 17, 1954, which is received and marked City's Exhibit No. 5. John W. Hamilton, Junior Civil Engineer, having been sworn, now testifies. Councilman Starbird proposes and moves adoption of resolution that the total computed value of all the land and improvements within the territory proposed to be annexed be determined to be \$34,687.85, seconded by Councilman Foley, and adopted:

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

North San Jose No. 3
Annexation Hearing

Councilman Starbird proposes and moves adoption of resolution that the value of property owned by protestants within the area proposed to be annexed designated North San Jose No. 3, be determined to be \$12,079.17, seconded by Councilman Solari and adopted:

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

Resolution No. 10369
North San Jose No. 3
Determination Of
Protests

Resolution No. 10369, entitled: "Resolution Of The Council Of The City Of San Jose Finding And Determining That Protest To The Proposed Annexation To The City Of San Jose Of Certain Uninhabited Territory Designated 'North San Jose No. 3' Has Not Been Made By Owners Of One-Half Of The Value Of Such Territory As Shown By The Last Equalized Assessment Roll, Nor By Public And Private Owners Equal To One-Half Of The Value Of Such Territory As Shown By The Last Equalized Assessment Roll, Nor By Public Or Private Owners Equal To One-Half Of The 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 Solari, adopted:

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

North San Jose No. 3
Annexation Hearing
Closed

Councilman Starbird proposes and moves adoption of resolution that public hearing on the proposed annexation of uninhabited territory designated North San Jose No. 3, be closed, seconded by Councilman Watson and adopted:

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

Ordinance No. 4390
Annexing
North San Jose No. 3

Ordinance No. 4390, entitled: "An Ordinance Of The City Of San Jose Approving The Annexation To The City Of San Jose Of Certain Uninhabited Territory Designated As 'North San Jose No. 3' 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 Starbird, passed to print:

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

Convene As A
Canvassing Board

Councilman Solari proposes and moves adoption of resolution that the Council convene as a Canvassing Board for the purpose of completing the canvassing of absent voter ballots and to canvass the returns of the Municipal Election conducted on May 11, 1954, seconded by Councilman Foley, and adopted:

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

Canvass Returns
Municipal Election
May 11, 1954

Dorothy Covill, City Clerk, presents the official returns from each of the consolidated voting precincts of the City of San Jose for the Municipal Election conducted on May 11, 1954, as the same were filed with her by the respective precinct boards. Council now proceeds to canvass the official returns in open session and to complete the opening, counting, and canvassing of the absent voter ballots cast at said Municipal Election held May 11, 1954. The Council having completed said canvass, Councilman Solari proposes and moves adoption of resolution that the Council adjourn as a Canvassing Board, seconded by Councilman Foley, and adopted:

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

Result of Canvass
Municipal Election
May 11, 1954

The result of the canvass of the Official Returns and of the absent voter ballots cast at the Municipal Election held on May 11, 1954, shows the total vote cast at said election and the vote cast for each candidate and on each measure submitted at said election to be all as set forth in the following tabulation:

MUNICIPAL ELECTION - MAY 11, 1954

PRECINCT NUMBER	POLLING PLACE	REGIS. VOTE	TOTAL VOTE CAST	-- COUINCILMEN 4 YEAR TERM -- ONE TO BE ELECTED			PROPOSITION 1 Recreation Tax Ordinance	
				Paul MOORE	Joseph L. PAGE, R.D.	SCATTERING COUINCILMEN	YES	NO
1	Central Fire House	369	86	49	34		36	48
2	183 W. St. James St.	419	127	74	51		49	70
3	537 Anita St.	497	147	92	45		80	59
4	205 Hawthorne Way	453	149	92	54		49	94
5	715 W. 1st St.	531	131	62	59		31	95
6	1240 W. San Pedro St.	420	154	90	62		89	64
7	1367 W. San Pedro St.	402	126	60	63		74	51
8	Peter Burnett School	510	150	93	54		40	108
9	516 Madera Ave.	497	122	69	49		47	69
10	776 W. 4th St.	560	159	88	66	2	51	102
11	723 W. 12th St.	496	142	77	60		54	78
12	567 W. 19th St.	596	183	92	82		68	107
13	Fire House - 6th & Taylor	473	123	79	37		39	71
14	615 W. 2nd St.	533	146	85	57		55	91
15	584 W. 16th St.	519	180	131	45		51	120
16	435 E. 14th St.	510	157	102	49		50	100
17	444 W. 3rd St.	451	124	65	56		44	74
18	285 W. 5th St.	378	85	40	42	1	41	38
19	Fire House - 6th & Julian	456	155	101	46		52	99
20	244 W. 11th St.	472	160	93	67		55	103
21	391 W. 15th St.	506	163	106	52		61	96
22	94 W. 33rd St.	856	209	120	80		64	141
23	101 W. 25th St.	396	112	61	49		40	70
24	785 W. St. John St.	462	134	64	64		50	80
25	635 W. St. John St.	446	115	57	55		25	88
26	Horace Mann School	462	140	86	48		54	82
27	Church - 160 W. 3rd St.	364	61	28	31		26	30
28	Catholic Women's Center	443	114	55	57		29	79
29	Church - 120 S. 10th St.	484	122	48	69		63	56
30	Fire House - 17th & Santa Clara	473	146	70	74		47	96
31	94 S. 24th St.	432	102	49	55		21	80
32	90 S. 34th St.	553	136	76	60		57	79
33	206 S. 20th St.	502	192	106	79		95	95
34	175 S. 15th St.	415	144	86	54		58	82
35	176 S. 12th St.	413	123	60	61		48	72
36	179 S. 3rd St.	449	91	49	40		36	53
37	430 S. 2nd St.	416	104	64	37		55	46
38	362 S. 6th St.	421	99	45	52		35	64
39	357 S. 8th St.	399	99	50	43	1	37	62
40	414 S. 10th St.	385	134	68	62		53	79
41	390 S. 15th St.	505	228	134	85	2	87	142
42	520 W. Reed St.	365	118	68	46		52	62
43	Lowell School	470	116	34	77		34	78
44	Fire House - 620 S. 1st St.	416	104	53	46		40	63
45	730 S. 7th St.	462	147	78	61		54	86
46	799 S. 11th St.	389	146	90	51		55	87
47	1102 S. 7th St.	565	167	102	63		64	95
48	104 Hollywood Ave.	463	93	36	57		27	64
49	Public Library	442	112	65	44		43	62
50	Civic Aud. - Room A	364	86	54	27		28	55
51	165 Pierce Ave.	454	127	79	48		44	77
52	Washington School	682	223	118	97		93	119
53	1152 Nastic St.	423	113	61	49		36	66
54	1446 Ford Ave.	445	134	74	57		60	71
55	1269 Palm St.	487	161	78	67		75	76
56	Woodrow Wilson School	482	133	67	62	1	48	83
57	148 Delmas Ave.	425	112	67	42		43	68
58	382 Auverais Ave.	537	163	97	61		58	96
59	606 Delmas Ave.	396	117	70	45		32	80
60	994 Delmas Ave.	484	162	98	62		52	104
61	979 Delmas Ave.	453	142	82	55	1	44	95
62	644 Dorothy Ave.	435	129	60	64		64	61
63	918 Michigan Ave.	485	156	91	64		66	90
64	919 Willow Glen Way	357	105	82	20		53	50
65	1884 Creek Dr.	478	124	87	36		79	44
66	1944 Jonathan Ave.	499	156	84	68		88	67
67	896 Franquette Ave.	381	127	82	43		48	79
68	2501 Gerald Way	282	99	51	44		50	48
69	2365 Richland Ave.	554	150	100	46		69	80
70	3165 Arroba Way	147	49	27	22		28	21
71	1614 Curtner Ave.	361	89	51	35		34	54
72	Lincoln Glen School	580	186	110	75		78	106
73	Church - 1901 Lincoln Ave.	488	176	100	70		96	76
74	1034 Bennett Way	472	138	92	45		64	68
75	1052 Pine Ave.	513	208	115	89		85	120
76	1645 Cottle Ave.	452	154	108	45		54	98
77	Willow Glen Elementary School	401	122	61	56		56	65
78	1409 Mercer Ave.	438	173	115	54		64	106
79	1467 Cherry Ave.	428	172	103	64		62	104
80	1097 Camino Pablo	538	215	129	78		77	137
81	1112 Glenn Ave.	447	169	107	61		82	82
82	1305 Settle Ave.	472	163	91	67		55	101
83	1273 Cristina Ave.	362	128	73	54		40	86
84	108 Glen Myrie Ave.	417	149	92	51		55	89
85	Broadway School	416	138	69	62		48	91
86	869 Plaza Dr.	408	183	134	57		58	121
87	499 Gregory St.	393	114	54	55		42	60
88	Gardner School	413	136	91	45		47	84
89	930 W. San Fernando St.	479	155	94	57		48	101
90	1027 Garland Ave.	511	156	101	48		59	90
91	Hester School	494	165	89	70		49	115
92	855 Schiele Ave.	545	131	79	47		44	85
93	Fire House - 800 Emory St.	553	178	90	83		68	106
94	College Park School	569	123	73	48		51	67
95	Recreation Bn. - Airport Village	359	66	49	17		47	17
96	1066 Newhall St.	161	161	95	62		45	110
97	945 Chapman St.	502	166	96	82		68	95
98	1239 Magnolia Ave.	528	181	90	87		60	118
99	1140 Martin Ave.	497	177	106	71		65	110
100	1215 Park Ave.	490	171	86	82		43	121
101	1588 Hanchett Ave.	481	165	78	85		61	103
102	471 Menker Ave.	378	131	73	53	2	49	79
103	Abraham Lincoln High School	368	127	76	45		46	77
104	Church - 729 Morse St.	588	228	116	107	1	79	144
105	1898 McDaniel Ave.	395	170	100	66		61	107
106	1520 Emory St.	491	174	95	78		64	109
107	1495 McKendrie St.	639	207	106	94	2	75	129
108	2171 Tulip Ed.	353	128	76	50	1	76	51
109	2101 Bel Air Ave.	455	187	99	80	1	103	80
110	2326 Tulip Ed.	475	177	103	70		107	70
111	2328 Walnut Grove Ave.	495	171	85	82		97	74
112	2390 Woodland Ave.	580	198	127	62		128	70
113	603 N. Daniel Way	398	102	56	45		59	43
114	565 S. Daniel Way	362	126	56	64		38	88
	TOTALS	52700	16279	9210	6607	15	6407	9447
	Absentees		86	38	45		54	25
	TOTALS	52700	16365	9248	6652	15	6461	9472

Resolution No. 10370
Declaring Result
Municipal Election
May 11, 1954

Resolution No. 10370 determining and declaring that Paul Moore received a majority of the vote cast at Municipal Election held May 11, 1954, for candidate for the office of Councilman, four-year term, one to be elected, and is hereby declared elected, and the City Clerk is authorized and directed to issue a certificate of election and administer an oath of office to Paul Moore, as Councilman, four-year term; that Joseph L. Pace, M.D., candidate for the office of Councilman, four-year term, one to be elected, did not receive a vote requisite for election to the office of Councilman, and is hereby declared not elected to said office; that Proposition 1, to-wit: an Ordinance entitled: "An Ordinance Providing Funds For The Acquisition And Development Of The Park, Playground, Recreation And Cultural Areas And Facilities Within The City Of San Jose, By Increasing The Maximum Rate Of Taxation For The City Of San Jose For A Period Of Ten (10) Years, Starting With The Fiscal Year Commencing September 1, 1954, Being A Sum Not Exceeding Six Cents Upon Each One Hundred Dollars Of Assessed Valuation", did not receive the affirmative vote of the qualified electors voting at said election on said Proposition, therefore said Proposition was not passed, shall not go into effect and shall not be operative ; 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.

Adjourn

Councilman Doerr proposes and moves adoption of resolution that the Council adjourn, to meet again at 8:00 o'clock P.M., May 24, 1954, Council Chambers, City Hall, seconded by Councilman Solari, and adopted:

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

Adjourn

Council now adjourns at 5:48 o'clock P.M.

ATTEST: *Dorothy Covill*
DOROTHY COVILL
CITY CLERK

Parker L. Hathaway
PARKER L. HATHAWAY
MAYOR

Monday

San Jose, California

May 24, 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 Doerr
Mayor Pro Tempore

Councilman Watson proposes and moves adoption of resolution that Councilman Doerr preside as Mayor Pro Tempore in the absence of Mayor Hathaway, seconded by Councilman Starbird, and adopted:

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

Having expressed his opinion that he is disqualified with reference to said question:

Not Voting: Councilmen - Doerr.

Noes: Councilmen - None.

Absent: Councilmen - Hathaway.

Invocation

Invocation is given by Reverend Clarence Crouser.

Minutes

The Minutes of regular session of December 7, 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 sessions of December 14, 17, 21, 28, 30, 1953, January 4, 11, 18, 25, 27, February 1, 8, 15, 23, March 1, 8, 15, 22, 11:00 o'clock A.M. and 8:00 o'clock P.M. March 29, April 5, 4:00 o'clock and 8:00 o'clock P.M. April 12, April 19, 26, May 3, 10, 17, and 18, 1954, be deferred, seconded by Councilman Watson and adopted:

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

Noes: Councilmen - None.

Absent: Councilmen - Hathaway.

Ordinance No. 4390
Writ of Certiorari
North San Jose No. 3

C. C. Cottrell, Attorney at Law, serves the Council with Petition For Writ Of Certiorari and/or Writ Of Mandamus in the Superior Court of the State of California in and for the County of Santa Clara, No. 90846, entitled: Antonio Gouvias, Mary Gouvias, Norman L. Meads, Norma M. Graham, Jane Meads Cassin, Richard I. McCarthy and Mary Gertrude McCarthy, Petitioners, vs. The City Council of the City of San Jose, and Parker L. Hathaway, Robert C. Doerr, William F. Foley, Joseph Santora, Louis Solari, George A. Starbird and Fred Watson, as members of said City Council, Respondents, in the matter of annexation of uninhabited territory designated North San Jose No. 3. Robert E. Cassin, City Attorney, advises that no further action can be taken on Ordinance No. 4390, entitled: "An Ordinance Of The City Of San Jose Approving The Annexation To The City Of

San Jose Of Certain Uninhabited Territory Designated As 'North San Jose No. 3' And Herein Described, And Herein Annexing Said Territory To Said City Of San Jose", passed to print May 18, 1954, until said Writ of Certiorari is adjudicated in the Superior Court.

Bids
Oiling Certain
Streets

Clerk reports receipt of two sealed proposals or bids for the oiling of certain streets in the City of San Jose with liquid asphalt, Grades SC-1 and SC-6. Councilman Starbird proposes and moves adoption of resolution that said proposals or bids be opened, seconded by Councilman Watson and adopted:

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

Bids

Clerk now opens said sealed proposals or bids.

Items	Bidders	
	C.E. Reed	A.S. Willi
	Price \$ Cts.	Price \$ Cts.
450 barrels liquid asphalt, Grade SC-1, spread on city streets in accordance with contract, per barrel spread	4.20	4.45
750 barrels liquid asphalt, Grade SC-6, spread on city streets in accordance with contract, per barrel spread	4.40	4.45
TOTAL BID	\$5190.00	\$5340.20#

#Not in conformity with notice to bidders.

Guarantee: C. E. Reed - certified #1328 check #14292 (90-86) in amount of \$519.00; A. S. Willi - none.

Bids
Oiling Certain
Streets

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

Bascom Ave.
Naglee Ave.-Davis St.
Hearing

This being the time and place fixed by Resolution No. 10309, adopted May 3, 1954, when and where any and all persons having any objections to the proposed improvement of portions of Bascom Avenue from the center line of Naglee Avenue to the center line of Davis Street, in accordance with said Resolution No. 10309, may appear and be heard, the City Clerk advises that no written protests to said work and improvement 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 - Foley, Santora, Solari, Starbird,
Watson and Doerr.
Noes: Councilmen - None.
Absent: Councilmen - Hathaway.

Resolution No. 10371
Bascom Ave.
Ordering Work

Resolution No. 10371 ordering the improvement of portions of Bascom Avenue from the center line of Naglee Avenue to the center line of Davis Street, is read and upon motion of Councilman Watson, seconded by Councilman Starbird, adopted:

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

Cottle Ave. & Curtner Ave.
Hearing

This being the time and place fixed by Resolution No. 10311, adopted May 3, 1954, when and where any and all persons having any objections to the proposed improvement of portions of Cottle Avenue from the center line of Curtner Avenue to the center line of Husted Avenue, also a portion of Curtner Avenue 45.33' SW. from the center line of Cottle Avenue and at right angles to the center line of Curtner Avenue, in accordance with said Resolution No. 10311, may appear and be heard, the City Clerk advises that no written protests to said work and improvement 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 - Foley, Santora, Solari, Starbird,
Watson and Doerr.
Noes: Councilmen - None.
Absent: Councilmen - Hathaway.

Resolution No. 10372
Cottle Ave. & Curtner Ave.
Ordering Work

Resolution No. 10372 ordering the improvement of portions of Cottle Avenue from the center line of Curtner Avenue to the center line of Husted Avenue, also a portion of Curtner Avenue 45.33' SW. from the center line of Cottle Avenue and at right angles to the center line of Curtner Avenue, is read and upon motion of Councilman Watson, seconded by Councilman Starbird, adopted:

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

Proposed Rezoning
N. 1st St.
Gish - Rosemary St.

This being the time and place fixed for public hearing for the purpose of considering and discussing the proposed rezoning from R-2 Residence District and C-1 Commercial District to C-2 Commercial District, all or a part of real property 170' in depth fronting on the E. side of N. 1st Street (San Jose-Alviso Road), extending southerly from the S. line of Gish Road, to the easterly prolongation of the S. line of Rosemary Street, the City Clerk reports that no protests to said proposed rezoning have been filed. Chesley M. Douglas, Attorney at Law, appears in favor of said proposed rezoning. Councilman Starbird proposes and moves adoption of resolution that said hearing be closed, seconded by Councilman Santora, and adopted:

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

Ordinance No. 4391
Rezoning N. 1st St.

Ordinance No. 4391, entitled: "An Ordinance Amending The San Jose Municipal Code, By Adding A New Section Thereto To Be Numbered 9102.44z15, Rezoning The East Side Of North First Street, Between Gish Road And The Extension Of Rosemary Street", is read and upon motion of Councilman Starbird, seconded by Councilman Santora, passed to print:

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

Zoning
Maypark No. 1
Hearing

This being the time and place designated for the purpose of considering and discussing the Final Report of the City Planning Commission for the zoning of the uninhabited annexed area known as Maypark No. 1, no person is present desirous of being heard. Councilman Santora proposes and moves adoption of resolution that said hearing be closed, seconded by Councilman Starbird, and adopted:

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

Ordinance No. 4392
Zoning
Maypark No. 1

Ordinance No. 4392, entitled: "An Ordinance Amending Article IX, (Zoning) Chapter I Of The San Jose Municipal Code, By Adding There- to A New Section, To Be Designated 9102.24z12", is read and upon motion of Councilman Santora, seconded by Councilman Solari, passed to print:

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

Public Card Room
340 E. Taylor St.
Hearing

This being the time and place fixed for public hearing on application of Salvatore Rallo for a permit to operate and maintain a public card room at 340 E. Taylor Street, City Clerk advises that no written protest to the granting of said application has been filed. No person is present desirous of filing protest. Councilman Watson proposes and moves adoption of resolution that said hearing be closed, seconded by Councilman Starbird and adopted:

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

Public Card Room
340 E. Taylor St.
Permit

Councilman Watson proposes and moves adoption of resolution that Salvatore Rallo be granted a permit to operate and maintain a public card room at 340 E. Taylor Street, seconded by Councilman Starbird, and adopted:

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

Public Billiard
Or Pool Room
340 E. Taylor St.
Hearing

This being the time and place fixed for public hearing on application of Salvatore Rallo for a permit to maintain a public billiard or pool room at 340 E. Taylor Street, City Clerk advises that no written protest to the granting of said application has been filed. No person is present desirous of filing protest. Councilman Watson proposes and moves adoption of resolution that said hearing be closed, seconded by Councilman Starbird and adopted:

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

Public Billiard
Or Pool Room
340 E. Taylor St.
Permit

Councilman Watson proposes and moves adoption of resolution that Salvatore Rallo be granted a permit to maintain a public billiard or pool room at 340 E. Taylor Street, seconded by Councilman Starbird, and adopted:

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

Aviation Fuel Tax
Allocation From
County

Communication from Richard Olson, Clerk of the Board of Supervisors, Santa Clara County, transmitting copy of resolution of said Board allocating \$2,753.38 to the City from funds derived from aviation fuel tax, is read. Councilman Santora proposes and moves adoption of resolution that said funds be accepted, seconded by Councilman Starbird and adopted:

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

Proposed Extension
N. 2nd St. Through
St. James Park

Communication from James M. Rush, President, The Merchants Association requesting that 2nd Street be extended through St. James Park, is presented. Councilman Watson proposes and moves adoption of resolution that said request be referred to the City Attorney for consideration and report, seconded by Councilman Foley, and adopted:

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

Improve
8th St.
Rosa St. North

Petition of property owners requesting that N. 8th Street from Rosa Street to its northerly termination be improved, is read. Councilman Watson proposes and moves adoption of resolution that said request be referred to the City Engineer for consideration and report, seconded by Councilman Santora, and adopted:

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

9th St. & Mission St.
Proposed Closing

Petition of Tri-Valley Packing Association, dated May 20, 1954, requesting that 1) Ninth Street beginning at Taylor and running north to the Southern Pacific Railroad main line tracks, and 2) Mission Street from 10th Street west to Southern Pacific Railroad main line tracks, be closed as public thoroughfares, with a map and a communication from Continental Can Company attached, is presented. Phillip N. Mark, General Manager, Tri-Valley Packing Association, appears in support of said ^{request} petition. Councilman Solari proposes and moves adoption of resolution that said ^{request} petition of Tri-Valley Packing Association be referred to the City Planning Commission, the City Attorney and the City Engineer for consideration with the Committee on Streets and Sewers, and report, seconded by Council-

man Starbird and adopted:

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

Electric Lamp Contract
Assignment

Request from the Light Sales, Inc., to assign all financial interest in its contract for furnishing electric lamps for the fiscal year ending August 31, 1954, to Ed Kurze Electric, Inc., is read. Councilman Starbird proposes and moves adoption of resolution that said request be referred to the City Attorney for consideration and report, seconded by Councilman Santora and adopted:

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

Balloon Parade

Application of Hale's and the San Jose Junior Chamber of Commerce, for a permit to conduct annual Christmas balloon parade at 7:30 o'clock P.M., November 23, 1954, heretofore approved by the Chief of Police, is read. Councilman Santora proposes and moves adoption of resolution that said permit be granted, seconded by Councilman Starbird, and adopted:

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

Demolition
NE, Chestnut &
McKendrie Sts.

Appeal of Werner Wiesner and Lee Coover, from the notice of the Fire Prevention Chief, that the buildings located on the northeast corner of Chestnut and McKendrie Streets, be demolished or repaired for the reason that for want of repairs and by reason of age and dilapidated condition they are especially liable to fire and to endanger life and property, is read. Robert E. Cassin, City Attorney, advises on the provisions of Section 3123.1 of the San Jose Municipal Code. Upon inquiry, W. L. Ogden, Fire Prevention Chief, advises that if time is given for repair of said buildings, it be requested that said repair begin within 30 days and be completed within 90 days. Robert V. Lotz, Building Inspection Supervisor, recommends that plans for repair of said buildings be submitted to the Building Department for approval. Councilman Santora proposes and moves adoption of resolution that Werner Wiesner and Lee Coover be ordered to begin repair of said buildings within 30 days and

that said work be completed within 90 days and that plans for the work to be done be submitted to the Building Department immediately, seconded by Councilman Starbird, and adopted:

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

Souvenir & Gift Shop
Alum Rock Park

Communication from Marcella Bray, recommending that the Souvenir and Gift Shop Concession at Alum Rock Park be given additional publicity, is presented. Charles F. Runner presents and files communication objecting and protesting to releasing John P. Brunette from the lease for said Souvenir and Gift Shop Concession at Alum Rock Park. Councilman Santora proposes and moves adoption of resolution that said protest of Charles F. Runner, be referred to the City Attorney for consideration and report, seconded by Councilman Starbird, and adopted:

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

Plans For
Tract No. 1292

Communication from J. J. Macredes, dated May 19, 1954, requesting that the City Engineer be directed to prepare plans and specifications for the improvement of Tract No. 1292, prior to approval and recording of Final Map of said subdivision, and agreeing to assume cost of any expenses incurred by the City in preparation of said plans and specifications in case said Final Map is not approved and recorded, is read. H. J. Flannery, City Engineer, reports that he has no objection to granting said request. Councilman Foley proposes and moves adoption of resolution that said request be granted, seconded by Councilman Santora, and adopted:

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

Use Of Alum Rock Park
Archery Tournament

William J. Freeman, President of the Black Mountain Bowmen, presents and files request for permission for exclusive use of certain portion of Alum Rock Park on June 12 and 13, 1954, for use in connection with the State Archery Tournament and Convention. General discussion is had. Councilman Foley proposes and moves adoption of resolution that said request be granted subject to the approval of the City Manager and

the City Attorney and conditioned on filing certificate of insurance with minimum limits of \$50,000 and \$100,000 for public liability and \$25,000 for property damage, seconded by Councilman Santora, and adopted:

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

Spur Track
8th St. near
Jackson St.
S. P. Co.

Joe Dias presents and files application of the Southern Pacific Company for a permit to construct, maintain and operate a 171' extension of an industrial spur track to serve the Santa Clara Packing Company, located on the N. side of N. 8th Street, near Jackson Street, as shown on Drawing #27686 of the Southern Pacific Company, revised May 13, 1954, attached thereto. Councilman Santora proposes and moves adoption of resolution that said application be referred to the City Attorney, the City Engineer and the Director of Planning for consideration and report, seconded by Councilman Watson, and adopted:

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

Pave Unnamed Alley
Rear of 1342 &
1346 Lincoln Ave.

A. L. "Pat" Pooler, President, Willow Glen Business and Professional Association, presents and files request of said Association, C. V. Brown, 1346 Lincoln Avenue and Mr. Conley, 1342 Lincoln Avenue, for permission to pave a portion of an unnamed alley 30' wide and 70' long, located at the rear of property at 1342 and 1346 Lincoln Avenue. Councilman Santora proposes and moves adoption of resolution that said request be referred to the City Manager for investigation and report, seconded by Councilman Solari, and adopted:

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

Proposed Amendment
House Moving Fees
(School Buildings)

Councilman Starbird proposes and moves adoption of resolution that the City Attorney be directed to prepare and submit a proposed amendment to the provisions of the San Jose Municipal Code to provide an exemption of house moving fees for school buildings, seconded by Councilman Foley and adopted:

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

Police Star Sign

Request of Leon R. Green, Secretary, Widow and Orphans Aid Association, San Jose Police Department, for permission to display police star sign at the S. end of City Hall Plaza from June 2 through 30, 1954, in connection with annual Policeman's Ball to be held June 26, 1954, is read. Councilman Santora proposes and moves adoption of resolution that said request be granted, subject to filing evidence of insurance in minimum amounts of \$100,000 and \$300,000 for public liability and \$25,000 for property damage, seconded by Councilman Watson and adopted:

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

Memorial Day Parade
Invitation

Invitation from Eugene L. Rendler, on behalf of the United Veterans Council, to attend annual Memorial Day parade to be held at 9:30 o'clock A.M., May 31, 1954, is read, accepted and filed.

Ordinance No. 4385
Appropriations

Ordinance No. 4385, entitled: "An Ordinance Appropriating The Sum Of \$5,850 From The Unappropriated Surplus Of The General Fund To The City Manager For Various Purposes", passed to print May 10, 1954 is given final reading and upon motion of Councilman Starbird, seconded by Councilman Solari, adopted:

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

Ordinance No. 4386
Purchase Property
(Farmers Union)

Ordinance No. 4386, entitled: "An Ordinance Authorizing The Mayor And City Manager To Purchase For Municipal Purposes A Certain Described Parcel Of Real Property From The Farmers Union, A Corporation; To Deposit In Escrow And Pay The Purchase Price Of Said Parcel And To Pay The Necessary Recording, Stamp Tax And Escrow Fees Necessarily Incurred In Connection With Said Purchase; And Appropriating The Sum Of \$6,406.00 From The Unappropriated Surplus Of The Public Improvement Fund For Said Purposes; And Providing For The Reimbursement Of The Public Improvement Fund For Said Sum Appropriated From The Proceeds Of Any Off-Street Parking Revenue Bonds Hereinafter To Be Issued", passed to print May 17, 1954,

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

Noes: Councilmen - None.

Absent: Councilmen - Hathaway.

Ordinance No. 4389
Purchase Property
(Mancino)

Ordinance No. 4389, entitled: "An Ordinance Of The City Of San

Jose Authorizing The Execution And Performance Of A Contract Between City
Of San Jose And Mancino, Et Al, For The Sale To And Purchase By City Of
Certain Real And Other Property For The Price Of \$3500.00; And Appropriating
And Authorizing The Expenditure Of \$3500.00 From The Public Improvement
Fund For The Purchase Of Said Property", passed to print May 17, 1954,
is given final reading and upon motion of Councilman Santora, seconded
by Councilman Watson, adopted:

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

Noes: Councilmen - None.

Absent: Councilmen - Hathaway.

Councilman Starbird
Leaves Session.

Councilman Starbird requests and is granted permission to leave
session.

Cleveland Ave.
Reject Bids

H. J. Flannery, City Engineer, recommends and Councilman Watson
proposes and moves adoption of resolution that the proposals or bids,
opened May 10, 1954, for the improvement of portions of Cleveland Avenue
from the N. line of Forest Street to the SW line of Trace Park, Tract
No. 64, be rejected, seconded by Councilman Foley, and adopted:

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

Noes: Councilmen - None.

Absent: Councilmen - Starbird and Hathaway.

Resolution No. 10373
Cleveland Ave.
Rejecting Bids

Resolution No. 10373 rejecting all bids and calling for new
bids for the improvement of portions of Cleveland Avenue between the
N. line of Forest Street and the SW line of Trace Park, Tract No. 64,
is read and upon motion of Councilman Watson, seconded by Councilman
Foley, adopted:

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

Noes: Councilmen - None.

Absent: Councilmen - Starbird and Hathaway.

Resolution No. 10373.1
Mission St.
Rejecting Bids

Resolution No. 10373.1 rejecting all bids for the improvement
of portions of Mission Street between the E. line of 12th Street and
the W. line of 13th Street, is presented by the City Engineer, and upon
motion of Councilman Solari, seconded by Councilman Foley, adopted:

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

Noes: Councilmen - None.

Absent: Councilmen - Starbird and Hathaway.

Councilman Starbird
Enters

Councilman Starbird now enters and is seated.

William E. Watson, Attorney at Law, and James A. Lima are present and urge approval of said recommendation of the City Planning Commission. Councilman Starbird proposes and moves adoption of resolution that said resolution and recommendation of the City Planning Commission be approved, seconded by Councilman Santora, and adopted:

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

Proposed Plan Of
Route 5 Through
San Jose

Councilman Starbird reports that he has had many inquiries for a detailed report on the proposed plan of Route 5 through the City of San Jose, and as to contemplated treatment of grade crossings and intersections of major streets. M. H. Antonacci, Director of Planning reports that City and County officials are meeting in his office on May 25, 1954 to discuss said matter, whereupon, Councilman Starbird proposes and moves adoption of resolution that the Director of Planning report June 1, 1954 on detailed plan of Route 5 through the City of San Jose and as to contemplated treatment of grade crossings and intersections of major streets, seconded by Councilman Foley, and adopted:

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

Communications Center
Building
Plans

Recommendation of the City Planning Commission, pursuant to Section 94, Charter, that the plans of the Communications Center Building at 1st and Rosa Street Governmental Site, be approved as shown on Final Preliminary drawings thereof prepared by Architects Gross and Marburg, dated April 28, 1954, and recommending that the location of said building be in accordance with paragraph 1 of the letter from the Joint Committee for the Civic Center to the City Manager dated May 5, 1954, is read. Councilman Watson proposes and moves adoption of resolution that said recommendations of the City Planning Commission be approved, and that the Final Preliminary drawings of the Communications Center Building, dated April 28, 1954, be approved and the location of said building be in accordance with paragraph 1 of said letter from the Joint Committee for the

Civic Center to the City Manager dated May 5, 1954, seconded by Councilman Starbird, and adopted:

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

Use Of Duct
Pac. Tel. & Tel. Co.
1st & Rosa Sts.

A. P. Hamann, City Manager, reports that the Pacific Telephone and Telegraph Company has offered the City a revocable permit for the use of its duct for telephone cable to the Communications Center Building to be constructed at 1st and Rosa Streets. Councilman Starbird proposes and moves adoption of resolution that said offer be referred to the City Attorney for investigation as to legality of accepting said revocable permit, and report, seconded by Councilman Santora, and adopted:

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

S.W.G. No. 19
Zoning

Recommendation of the City Planning Commission that proposed ordinance, classifying into districts the recently annexed area designated "South Willow Glen No. 19", and proposed resolution requiring the City Planning Commission to make tentative report on zoning of said annexed area, be adopted, is read. Councilman Starbird proposes and moves adoption of resolution that said recommendation be approved, seconded by Councilman Foley, and adopted:

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

Ordinance No. 4393
Zoning
S.W.G. No. 19
Emergency

Ordinance No. 4393, entitled: "An Emergency Ordinance Classifying Into Districts The Recently Annexed Area Known As S. Willow Glen No. 19", is read and upon motion of Councilman Starbird, seconded by Councilman Foley, adopted as an ordinance for the immediate preservation of the public peace, health and safety:

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

Resolution No. 10374
Tentative Report
Zoning S.W.G. No. 19

Resolution No. 10374 requiring the City Planning Commission to make tentative report on zoning annexed area known as "South Willow

Glen No. 19", pursuant to 9102.46 of the San Jose Municipal Code, is read and upon motion of Councilman Starbird, seconded by Councilman Foley, adopted:

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

Payment Due

Certificate of H. J. Flannery, City Engineer, approved by the City Manager, that there is due and payable to J. Lippi and Son, on contract for installation of Irrigation Well No. 9 at the San Jose Municipal Airport, a final payment of \$999.20, is read. Councilman Watson proposes and moves adoption of resolution that said payment be authorized, seconded by Councilman Santora, and adopted:

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

Report

Report of the Health Department for April, 1954, is presented and filed.

City Clerk
Vacation

Request of Dorothy Covill, City Clerk, for leave of absence with pay from June 1 to June 18, 1954, for annual vacation, is presented. Councilman Watson proposes and moves adoption of resolution that said request be granted, seconded by Councilman Santora, and adopted:

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

Final Map
Tract No. 1307

Final Map of Tract No. 1307, being a resubdivision of a portion of Tract No. 1207, as submitted to the City Clerk by the City Engineer, is presented. Councilman Starbird proposes and moves adoption of resolution that said Final Map of Tract No. 1307 be approved, seconded by Councilman Santora, and adopted:

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

Resolution No. 10374.1
Fixing Curb Grades
Tract No. 1294

Map showing official curb grades and position of curbs for Laurelwood Drive, Muldoerr Lane, Briarwood Drive and Booksin Avenue, all in and adjacent to Tract No. 1294, Linden Oaks Subdivision, is presented.

Resolution No. 10374.1 fixing official curb grades for said streets,

is read and upon motion of Councilman Starbird, seconded by Councilman Foley,
adopted:

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

Resolution No. 10375
Adopting Plans
Tract No. 1294

Resolution No. 10375 adopting plans and specifications for the im-
provement of portions of Laurelwood Drive, Mulberry Lane, Briarwood Drive and
Booksin Avenue, all in and adjacent to Tract No. 1294, Linden Oaks Subdivision,
is read and upon motion of Councilman Starbird, seconded by Councilman

Santora, adopted:

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

Resolution No. 10376
Final Map
Tract No. 1294

Resolution No. 10376 approving and accepting Final Map of Tract
No. 1294, Linden Oaks Subdivision, is read and upon motion of Councilman
Starbird, seconded by Councilman Solari, adopted:

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

Resolution No. 10377
Contract For
Improvement
Tract No. 1294

Resolution No. 10377 approving and authorizing the execution of
contract for the improvement of Tract No. 1294, Linden Oaks Subdivision,
with Robert L. Dodge et al, is read and upon motion of Councilman Star-
bird, seconded by Councilman Watson, adopted:

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

Resolution No. 10378
Sale Of 1047
Polhemus St.

Resolution No. 10378 finding and determining that certain property
owned by said City is not needed for nor adaptable to municipal purposes,
and that the public interest will be served by its sale; describing said
property; declaring the Council's intention to sell said property at public
auction; and directing a notice of such intended sale and of the time and
place of said auction to be published, is presented by the City Attorney, and
upon motion of Councilman Starbird, seconded by Councilman Santora, adopted:

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

Agreement With
Stanley J. Kocal

Agreement, dated May 3, 1954 with Stanley J. Kocal for engineering services in connection with preparing plans and specifications for post-war public works, etc., is presented by the City Attorney. Councilman Starbird proposes and moves adoption of resolution that said agreement be approved, and the Mayor and City Manager be authorized to execute said agreement, seconded by Councilman Watson, and adopted:

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

Resolution No. 10379
Maypark No. 1
Withdrawing From
Fire District

Resolution No. 10379 withdrawing a portion of Maypark No. 1 annexation district from Santa Clara Fire Protection District No. 1, is presented by the City Attorney, and upon motion of Councilman Starbird, seconded by Councilman Watson, adopted:

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

Resolution No. 10380
Maypark No. 1
Withdrawing From
Fire District

Resolution No. 10380 withdrawing a portion of Maypark No. 1 annexation district from the Central Fire Protection District of Santa Clara County, is presented by the City Attorney, and upon motion of Councilman Starbird, seconded by Councilman Santora, adopted:

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

Resolution No. 10381
Revocable Permit
Pave Portion Of
N. 9th St.

Resolution No. 10381 granting a revocable permit to Santa Clara Packing Company and W. Harlow Waggoner, President, to construct, pave and maintain a 16' strip of concrete across N. 9th Street between Jackson and Taylor Streets and to close N. 9th Street during the time of said construction, is presented by the City Attorney, and upon motion of Councilman Starbird, seconded by Councilman Santora, adopted:

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

Resolution No. 10382
Revocable Permit
Irrigation Pipe
Forest St.

Resolution No. 10382 granting revocable permit to Leo F. Piazza Paving Co. and R. W. Fowler to install a 12" spiral welded irrigation pipe under Forest Street between Bellerose Drive and Clarmar Way and under Clarmar Way between Bellerose Drive and Clarmar Way extended, is presented

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

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

Ordinance No 4394
Property Exchange
(Schmale Et Al)

Ordinance No. 4394, entitled: "An Ordinance Authorizing The Mayor And City Manager To Enter Into And Execute An Agreement Of Exchange Of Certain Properties Owned By The City Of San Jose And Charles E. Schmale And Margie E. Schmale, His Wife, Thomas N. Foster And Gerry G. Foster, His Wife, Richard C. Mullen And Amy L. Mullen, His Wife, William W. Winchester And Elsie C. Winchester, His Wife And Paul V. Morton And Margaret R. Morton, His Wife, For Municipal Purposes; Setting Forth The Terms Of Said Agreement And Appropriating The Sum Of \$5,700.00 From The 1952 Bridge And Street Bond Fund For Said Purposes", is presented by the City Attorney and upon motion of Councilman Starbird, seconded by Councilman Santora, passed to print:

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

Resolution No. 10383
Sewer Connection
Southern Lumber Co.

Resolution No. 10383 authorizing the Southern Lumber Company, a corporation, to connect with the San Jose City Sewer System, is presented by the City Attorney, and upon motion of Councilman Starbird, seconded by Councilman Solari, adopted:

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

Alcoholic Beverage
Control Act

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

Mayors' & Councilmen's
Institute

A. P. Hamann, City Manager, recommends and Councilman Watson proposes and moves adoption of resolution that Councilman-elect Paul Moore and H. J. Flannery, City Engineer, be authorized to attend the League of California Cities Mayors' and Councilmen's Institute to be held in Santa Barbara on June 3 and 4, 1954, and that they be allowed necessary expenses, seconded by Councilman Santora and adopted:

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

Fire House
SW Minor & Auzerais Aves.

Preliminary plans for the relocation of Fire House, Engine # 4
at the SW. corner of Minor and Auzerais Avenues, heretofore approved by
L. A. O'Brien, Chief, Fire Department, is presented by the City Manager.
Councilman Watson proposes and moves adoption of resolution that, pur-
suant to Section 94, Charter, said plans be referred to the City Planning
Commission for consideration and report as to design and the location,
seconded by Councilman Santora, and adopted:

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

Proposed Lease
Vicinity Of
Mun. Auditorium
(Parking)

A. P. Hamann, City Manager, recommends and Councilman Santora
proposes and moves adoption of resolution that the City Manager be direc-
ted to consider and report on terms and conditions for proposed lease of
city-owned lands for off-street parking in the vicinity of the Municipal
Auditorium, seconded by Councilman Solari, and adopted:

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

Invite Bids
16 Gauge Conductors

A. P. Hamann, City Manager, recommends and Councilman Starbird
proposes and moves adoption of resolution that the City Manager be
directed to invite bids for furnishing 3300' of 16-Gauge Conductors for
the Fire Alarm System, seconded by Councilman Watson, and adopted:

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

Proposed Location
Fire House

A. P. Hamann, City Manager, presents and files offer from
LeRoy E. Atkinson, Realtor, for the sale to the City of property located
at the SW corner of 3rd and Martha Street, for relocation of Fire House
now located at 620 S. 1st Street, for the sum of \$35,000.00 and advised
that he will report on this matter at a later date.

Fire Department
Form Of Organization

Recommendation of the Chief, Fire Department, and the City
Manager, dated May 24, 1954, that in accordance with the provisions of

Article X, Section 74, Charter, the Council determine the Form of Organization of the Fire Department to be as follows:

1 Fire Chief
1 Asst. Fire Chief
5 Battalion Chiefs
1 Fire Prevention Chief
1 Drillmaster
1 Master Mechanic
29 Captains
116 Firemen
1 Senior Stenographer Clerk
156 Total

is read. Councilman Santora proposes and moves adoption of resolution that said recommendation be approved, seconded by Councilman Foley, and adopted:

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

Tests
Sewage Treatment Plant
Watrous Property

A. P. Hamann, City Manager, requests authorization to make ground tests and engineering tests on property to be acquired from John R. Watrous, et ux, for construction of Sewage Treatment Plant. Councilman Watson proposes and moves adoption of resolution that consideration of said request be deferred to June 1, 1954, seconded by Councilman Starbird, and adopted:

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

Proposed Ordinance
Appropriations

Proposed Ordinance, entitled: "An Ordinance Appropriating The Sum Of \$65,720 From The Unappropriated Surplus Of The General Fund To Various Departments, Appropriating The Sum Of \$1,500 From The Unappropriated Surplus Of The General Fund To The Personnel Department, Appropriating The Sum Of \$1,500 From The 'Surplus Reserve -- Fire Department' Of The Equipment Fund, And Appropriating The Sum Of \$1,500 From The Unappropriated Surplus Of The General Fund To The City Manager For Equipment", is presented by the City Manager. Councilman Starbird proposes and moves adoption of resolution that said proposed ordinance be not passed to print at this time, and for want of a second, said motion fails. Councilman Santora proposes and moves adoption of resolution that consideration of said proposed ordinance be deferred to June 1, 1954, seconded by Councilman Foley, and adopted:

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

Proposed Purchase
SW. Delmas Ave.
& San Carlos St.

A. P. Hamann, City Manager, recommends, and Councilman Starbird proposes and moves adoption of resolution that the City Manager be authorized to negotiate for the purchase of the SW. corner of Delmas Avenue and San Carlos Street for proposed widening of W. San Carlos Street, seconded by Councilman Solari, and adopted:

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

Proposed Purchase
Fire Station & Park

A. P. Hamann, City Manager, advises of offers for the sale to the City of property, a) located at Foxworthy and Custer Avenues, and b) located on Ross Avenue, for Fire House and Park purposes. Councilman Santora proposes and moves adoption of resolution that consideration of said offers be deferred to June 1, 1954, seconded by Councilman Starbird, and adopted:

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

Proposed Purchase
NE. Vine &
San Carlos Sts.

A. P. Hamann, City Manager, advises of offer for the sale to the City of property located at the NE. corner of Vine and San Carlos Streets for the sum of \$35,000, for the proposed widening of San Carlos Street. Councilman Starbird proposes and moves adoption of resolution that said property be not purchased at this time, seconded by Councilman Santora, and adopted:

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

Proposed Purchase
DeSaisset Property

A. P. Hamann, City Manager, recommends, and Councilman Starbird proposes and moves adoption of resolution that the City Manager be directed to negotiate for the purchase of and/or rental of a portion of property located at 243-247 S. Market Street, being adjacent to the Municipal Auditorium, known as the DeSaisset Property, seconded by Councilman Solari, and adopted:

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

Radiological School
Univ. of Calif.
At Davis

A. P. Hamann, City Manager, recommends and Councilman Santora proposes and moves adoption of resolution that Dr. F. Albert Ellis and Dr. Earnest S. Greene of San Jose State College be authorized to attend a Radiological School at the University of California at Davis to be held from June 7, to 18, 1954, to enable them to conduct radiological experiments within the City and to train Civil Defense personnel in radiological detection, and that they be allowed necessary expenses, seconded by Councilman Starbird and adopted:

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

Legislation For
Sewer Connections
In Areas Outside
Sanitation Districts

A. P. Hamann, City Manager, recommends, and Councilman Solari proposes and moves adoption of resolution that the City Manager and the City Attorney be directed to investigate and report on 1) advisability of allowing outside sewer connections for areas located outside of Sanitation Districts, and 2) to confer with Sanitation Districts relative to contracts whereby owners of property lying outside the territorial boundaries of both City and District may contract with the City and the District for use of the respecting sewer systems of each, seconded by Councilman Starbird, and adopted:

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

Annexation Tour

A. P. Hamann, City Manager, advises that there will be a one-day tour of territory adjacent to the City of San Jose for the purpose of explaining proposed area for annexation to the City, to be held on June 3, 1954.

Adjourn In Memory
Frank Dwyer &
George A. Carter

Councilman Watson proposes and moves adoption of resolution that the Council adjourn in respect to the memory of Frank Dwyer, Assessment Clerk and employee of the City of San Jose from December, 1909, deceased May 23, 1954 and in respect to the memory of George A. Carter, Police Sergeant and employee of the City of San Jose from May 26, 1933,

deceased May 19, 1954, seconded by Councilman Santora, and adopted:

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

Noes: Councilmen - None.

Absent: Councilmen - Hathaway.

Adjourn

Council now adjourns at 11:45 o'clock P.M.

ATTEST:

Dorothy Covill
DOROTHY COVILL
CITY CLERK

Robert C. Doerr
ROBERT C. DOERR
Mayor Pro Tempore

Tuesday

San Jose, California

June 1, 1954

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

Roll Call

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

Councilman Doerr
Mayor Pro Tempore

Councilman Starbird proposes and moves adoption of resolution that Councilman Doerr preside as Mayor Pro Tempore in the absence of Mayor Hathaway, seconded by Councilman Watson and adopted:

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

(No invocation)

Minutes

The Minutes of regular session of December 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 sessions of December 17, 21, 28, 30, 1953, January 4, 11, 18, 25, 27, February 1, 8, 15, 23, March 1, 8, 15, 22, 11:00 o'clock A.M. and 8:00 o'clock P.M. March 29, April 5, 4:00 o'clock and 8:00 o'clock P.M. April 12, April 19, 26, May 3, 10, 17, 18, and 24, 1954, be deferred, seconded by Councilmen Solari and adopted:

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

Vacating Easement
Tract No. 565
Ridley Manor Subdivision
Hearing Closed

This being the time and place fixed for public hearing on proposed vacation of the southerly 5' of a 10' public utility easement located in the northerly section of Lot 3, Tract No. 565, Ridley Manor Subdivision, Assistant City Clerk advises that no written protests have been filed, No person is present desirous of being heard. Councilman Starbird proposes and moves adoption of resolution that said hearing be closed, seconded by Councilman Watson and adopted:

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

Resolution No. 10384
Vacating Public
Utility Easement

Resolution No. 10384 vacating a part of an easement, describing that part of an easement and referring to map on file in the office of the County Recorder, is read and upon motion of Councilman Starbird, seconded by

Councilman Watson, adopted:

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

Improve Michigan,
Settle, California,
Hill & Jansen Aves.
Hearing Closed

This being the time and place fixed by Resolution No. 10332,
adopted May 10, 1954, when and where any and all persons having any objections
to the proposed improvement of portions of Michigan, Settle, California, Hill
and Jansen Avenues, in accordance with said Resolution No. 10332, may appear
and be heard, the Assistant City Clerk advises that no written protests to
said work and improvement 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 - Foley, Solari, Starbird, Watson and Doerr.
Noes: Councilmen - None.
Absent: Councilmen - Santora and Hathaway.

Resolution No. 10385
Ordering Improvement
Michigan, Settle,
California, Hill &
Jansen Aves.

Resolution No. 10385, ordering the improvement of portions of
Michigan, Settle, California, Hill and Jansen Avenues, is read and upon motion
of Councilman Watson, seconded by Councilman Starbird, adopted:

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

Orchard Nos. 2, 5 & 8
Hearing Closed

This being the time and place fixed by Resolution No. 10334,
adopted May 10, 1954, when and where any and all persons having any objections
to the proposed improvement of portions of San Jose Orchard Annexation Dis-
tricts 2, 5 and 8 by the installation of a sanitary sewage collection system
and storm sewers, in accordance with said Resolution No. 10334 may appear and
be heard, Assistant City Clerk reports that no protests have been filed. No
person is present desirous of being heard. Councilman Starbird proposes and
moves adoption of resolution that said public hearing be closed, seconded by
Councilman Watson and adopted:

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

Resolution No. 10386
Orchard Nos. 2, 5 & 8
Ordering Work

Resolution 10386 ordering the improvement of portions of San Jose
Orchard Annexation Districts Nos. 2, 5 and 8 by the installation of a sanitary
sewage collection system and storm sewers, is presented and upon motion of
Councilman Watson, seconded by Councilman Foley, adopted:

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

Cancel Taxes
Property Acquired
for State Highways
(Route 5 & 68)

Request of State of California Department of Public Works, Division of Highways, for cancellation of taxes on 4 parcels of property acquired for State Highway (Route 68) and 1 parcel acquired for State Highway (Route 5) is presented. Councilman Starbird proposes and moves adoption of resolution that said request be referred to the City Attorney for discretionary action, seconded by Councilman Foley and adopted:

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

Marquee
228 S. 1st St.

Communication from C. S. Plumb Co., requesting permission to construct a marquee extending 8' over the sidewalk on building at 228 S. 1st Street, is read. Councilman Starbird proposes and moves adoption of resolution that said request be referred to the City Planning Commission for consideration and report, seconded by Councilman Watson and adopted:

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

Building Officials
Conference
(R. V. Lotz)

Communication from Gilbert E. Morris, President of Pacific Coast Building Officials Conference, requesting that Robert V. Lotz, Building Inspection Supervisor, be authorized to attend the 32nd Annual Business Meeting in Denver, Colorado, from October 4 through 8, 1954, is read. Councilman Starbird proposes and moves adoption of resolution that said request be referred to the City Manager for consideration and report, seconded by Councilman Foley and adopted:

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

Professional Civil
Engineering Services

Communication from San Francisco Section, American Society of Civil Engineers, relative to the procedures for retaining Professional Civil Engineering services, is read. Councilman Starbird proposes and moves adoption of resolution that said communication be referred to the City Manager for consideration, seconded by Councilman Foley and adopted:

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

Protest Operations
V. Lippolis Drayage Co.
330 Keyes St.

Petition of residents on 8th and 9th Streets, S. of Keyes Street, protesting the operations of V. Lippolis Drayage Co., 330 Keyes Street, is presented. Councilman Starbird proposes and moves adoption of resolution

that said petition be referred to the Director of Planning for report on June 7, 1954, seconded by Councilman Watson and adopted:

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

Employment in
General Electric Co.
San Jose Plant

Request of Joe R. Madeiros, President, United Electrical, Radio & Machine Workers of America, Local 1007, that the General Electric Company be urged to not curtail employment in its San Jose plant, is presented. Paul Chown and others appear in support of said request. Councilman Starbird proposes and moves adoption of resolution that the City Manager be directed to communicate with the General Electric Company urging it not to reduce its operations in the San Jose plant, seconded by Councilman Watson and adopted:

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

Resolution No. 10387
Moreland No. 1
Annexation
(Inhabited)

Petition of George Workmon, requesting consent to the commencement of annexation proceedings of inhabited territory, pursuant to the Annexation Act of 1913, and prior consent to the proposed annexation of sub-divided territory, all as described therein, with map thereof attached and report from the County Boundary Commission advising that on April 26, 1954, it approved the definiteness and certainty of the boundaries of said proposed annexation of territory designated Moreland No. 1 to the City, are presented and filed by Pearce Davies, Associate Planner. Resolution No. 10387, entitled: "Resolution Referring To The City Planning Commission Of The City Of San Jose, For Its Report Or Recommendations, A Request For The Consent Of The Council Of The City Of San Jose To The Commencement Of Proceedings Pursuant To The Annexation Act Of 1913 To Annex Certain Territory to Said City, And For the Said Council's Prior Consent To Said Annexation", is presented by the City Attorney and upon motion of Councilman Watson, seconded by Councilman Solari, adopted:

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

Ordinance No. 4392
Zoning
Maypark No. 1

Ordinance No. 4392, entitled: "An Ordinance Amending Article IX, (Zoning) Chapter 1 Of The San Jose Municipal Code, By Adding Thereto A New Section To Be Designated 9102.24212", passed to print May 24, 1954, is given final reading and upon motion of Councilman Starbird, seconded by Councilman

Solari, adopted:

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

Ordinance No. 4394
Appropriation For
Property Exchange
(Schmale et al)

Ordinance No. 4394, entitled: "An Ordinance Authorizing The Mayor And City Manager To Enter Into And Execute An Agreement Of Exchange Of Certain Properties Owned By The City Of San Jose And Charles E. Schmale And Margie E. Schmale, His Wife, Thomas N. Foster and Gerry G. Foster, His Wife, Richard C. Mullen And Amy L. Mullen, His Wife, William W. Winchester and Elsie C. Winchester, His Wife, And Paul V. Morton And Margaret R. Morton, His Wife, For Municipal Purposes; Setting Forth The Terms Of Said Agreement And Appropriating The Sum Of \$5,700.00 From The 1952 Bridge And Street Bond Fund For Said Purposes", passed to print May 24, 1954, is given final reading and upon motion of Councilman Starbird, seconded by Councilman Watson, adopted:

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

Oiling Certain Streets
Award

A. P. Hamann, City Manager, advises that the Purchasing Agent reports that the bid of C. E. Reed, opened May 24, 1954, for oiling of certain streets in San Jose with liquid asphalt, Grades SC-1 and SC-6, is the lowest responsible bid for said work, and recommends that said bid be accepted. Councilman Watson proposes and moves adoption of resolution that said bid of C. E. Reed be accepted, contract be awarded for oiling certain streets and all other bids be rejected, seconded by Councilman Starbird and adopted:

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

Junk Peddler
(Contorno, Paul)

Council now considers application of Paul Contorno for a revocable permit to engage in the business of junk peddling in the City of San Jose, as deferred from May 24, 1954, Paul Contorno appears in support of said application and advises that no junk will be stored at 116 N. Willard Street. Councilman Solari proposes and moves adoption of resolution that said permit be granted for a period of six months and that the use of the property at 116 N. Willard Street be investigated at the end of this term to detect zoning violations, if any, seconded by Councilman Starbird and adopted:

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

Proposed Plan Of
Route 5 through San Jose

M. H. Antonacci, Director of Planning, reports that in discussions with representatives of the State Division of Highways, he has been advised that the plans for the treatment of grade crossings and intersections of major streets intersecting proposed Route 5 through the City, will be submitted, together with formal agreements to the Council at a future date. Councilman Starbird proposes and moves adoption of resolution that the proposed plan for treatment of said grade crossings and intersections, be referred to the Committee of the Whole, and that no maps, etc. be made public until the matter has been discussed by the Council, seconded by Councilman Foley, and adopted:

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

Tests
Sewage Treatment Plant
Watrous Property

Councilman Starbird proposes and moves adoption of resolution that consideration of request of the City Manager presented May 24, 1954, for authorization to make ground tests and engineering tests on property to be acquired from John R. Watrous, et ux, for construction of Sewage Treatment Plant, be deferred to June 7, 1954, seconded by Councilman Solari and adopted:

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

Proposed Ordinance
Appropriations

Councilman Watson proposes and moves adoption of resolution that consideration of Proposed Ordinance entitled: "An Ordinance Appropriating The Sum Of \$65,720 From The Unappropriated Surplus Of The General Fund To Various Departments, Appropriating The Sum Of \$1,500 From The Unappropriated Surplus Of The General Fund To The Personnel Department, Appropriating The Sum Of \$1,500 From The 'Surplus Reserve--Fire Department' Of The Equipment Fund, And Appropriating The Sum Of \$1,500 From The Unappropriated Surplus Of The General Fund To The City Manager For Equipment", presented May 24, 1954, be deferred to June 7, 1954, for a report from the City Manager, seconded by Councilman Starbird and adopted:

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

Proposed Fire House
Site Near Foxworthy Ave.

Council now discusses and considers the proposed purchase of 1) site for fire house at Foxworthy Avenue and Custer Drive, and 2) site for fire house and proposed park on Ross Avenue near Foxworthy Avenue, as deferred from May 24, 1954. Councilman Starbird proposes and moves adoption of resolution that consideration of the proposed purchase be deferred to June 7, 1954, seconded by Councilman Foley and adopted:

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

Proposed Rezoning
SW. 1st & Hobson Sts.
Withdrawn

Report and recommendation of the City Planning Commission, pursuant to Section 9112.1(c) of the San Jose Municipal Code, that the property at the SW corner of N. 1st and Hobson Streets, be not rezoned from C Commercial District (Professional - Office) to C-1 Commercial District, and advising that the Commission on its own motion has initiated proposed rezoning of the SW corner of 1st and Hobson Streets, and the SE corner of 1st and Jackson Streets to C-1 Commercial District, and communication from the Tide Water Associated Oil Company on behalf of the petitioner, withdrawing petition for rezoning, are read and by unanimous consent, filed.

Proposed Rezoning
N. 4th St.
Younger-Burton Aves.

Report and recommendation of the City Planning Commission, pursuant to Section 9112.1(b) of the San Jose Municipal Code, that the property on the E. side of N. 4th Street, from a point 377' N. of Younger Avenue, northerly to the E. prolongation of Burton Avenue, having a depth of 150.74', be rezoned from R-2 Residence District to C-1 Commercial District, is read. Councilman Starbird proposes and moves adoption of resolution that pursuant to Section 9112.1(b) of the San Jose Municipal Code, 8:00 o'clock P.M., June 28, 1954, Council Chambers, City Hall, be fixed as time and place for the purpose of considering and discussing said proposed rezoning, seconded by Councilman Solari and adopted:

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

Traffic Safety Signs
20-30 Club & Jr. Chamber
of Commerce

Progress report of the City Planning Commission on requests of the 20-30 Club and the San Jose Junior Chamber of Commerce, for permission to erect traffic safety signs at a number of locations in the City of San Jose, and recommending that in the interest of public safety and welfare, these organizations combine their efforts into one traffic safety sign or suggest some other method of advertising traffic safety, is read and by unanimous consent, filed.

Front Yard Adjustment
506 S. 8th St.

Resolution of the City Planning Commission, by authority of Article IX, Chapter 1, Part 7, Section 9107.1 of the San Jose Municipal Code, granting a front yard adjustment to 10.1' at 506 S. 8th Street, to permit the remodeling of an existing covered porch into business office space, as shown on plans on file in the Department of Building, is read. Councilman Foley proposes and moves adoption of resolution that said resolution be approved, seconded

by Councilman Solari and adopted:

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

Resolution No. 10388
Tentative Report
Zoning
S W G No. 19

Resolution of the City Planning Commission, submitting tentative report on zoning uninhabited annexed area known as South Willow Glen No. 19, is presented. Resolution No. 10388, directing public hearing on tentative report of the City Planning Commission on zoning uninhabited annexed area known as South Willow Glen No. 19 and providing for notice of said hearing, is read and upon motion of Councilman Foley, seconded by Councilman Watson, adopted:

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

Payment Authorized

Certificate of H. J. Flannery, City Engineer, approved by the City Manager, that there is due and payable to P. J. Rauch Company on contract for the improvement of Boiler No. 2, San Jose Civic Auditorium Heating System, a final payment of \$568.75, is read. Councilman Watson proposes and moves adoption of resolution that said payment be authorized, seconded by Councilman Foley and adopted:

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

Payment Authorized

Certificate of H. J. Flannery, City Engineer, approved by A. P. Hamann, City Manager, that there is due and payable to A. J. Raisch Paving Company on contract for the improvement of 10th Street, Major City Street Project No. 144, a first partial payment of \$1,644.06, is read. Councilman Watson proposes and moves adoption of resolution that said payment be authorized, seconded by Councilman Solari and adopted:

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

Terminating Tenancy
Joe Montanez
Airport Village

Robert E. Cassin, City Attorney, recommends and Councilman Starbird proposes and moves adoption of resolution that the City Manager be authorized to serve a 30-Day Notice Terminating Tenancy to Joe Montanez, tenant at Airport Village, for non-payment of rent, seconded by Councilman Foley and adopted:

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

Ordinance No. 4395
School Bldgs. Exempt
From Moving Fees

Ordinance No. 4395, entitled: "An Ordinance Amending The San Jose Municipal Code By Adding A New Section Thereto To be Numbered 8511.1, Relating To Exceptions From The Requirements Of Paying Permit Fees For House Moving", is presented by the City Attorney and upon motion of Councilman Starbird, seconded by Councilman Foley, passed to print:

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

Resolution No. 10389
Radiological Field
Unit
Authorizing Use

Resolution No. 10389 authorizing the execution of an agreement with the State of California for the use by the City of a Radiological Field Unit (Mobile Laboratory), is presented by the City Attorney and upon motion of Councilman Starbird, seconded by Councilman Solari, adopted:

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

Resolution No. 10389.1
Assign Contract
Light Sales, Inc. To
Kurze Electrical Works

Robert E. Cassin, City Attorney, presents report on legality of request of Light Sales, Inc., to assign all financial interest in contract for furnishing electric lamps, to Kurze Electrical Works, as referred on May 24, 1954. Communication from Walter Schneider, Vice-President of Light Sales Inc., is read and filed. Resolution No. 10389.1 authorizing assignment of contract from Light Sales, Inc. to Kurze Electrical Works is presented and upon motion of Councilman Watson, seconded by Councilman Starbird, adopted:

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

Extension
N. 2nd St. Through
St. James Park

Robert E. Cassin, City Attorney, presents and files report on the extension of N. 2nd Street through St. James Park, as requested by the Merchants Association of San Jose on May 24, 1954, and advising that before such extension may be ordered, the Council will first have to find and determine that the proposed extension of N. 2nd Street would facilitate the use of St. James Park and add to the enjoyment thereof. By unanimous consent, said report is accepted and filed.

Lease City-Owned
Buildings for
Residential Purposes

Robert E. Cassin, City Attorney, requests and Councilman Starbird proposes and moves adoption of resolution that the City Manager be authorized to publish notice for the lease of certain city-owned buildings not now needed for municipal purposes, located at 1177 Naglee Avenue, the NE. corner of The Alameda and Polhemus Street, 263 and 264 Spencer Avenues, and 280 Delmas

Avenue for residential purposes, and 275 Locust Street for storage purposes, seconded by Councilman Watson and adopted:

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

Ordinance No. 4396
Street Number Map
Eastgate No. 5

Ordinance No. 4396, entitled: "An Ordinance Amending The San Jose Municipal Code By Adding A New Section Thereto To Be Numbered 8726 Approving And Adopting a Supplementary Official Number Map Of The City Of San Jose For Eastgate No. 5 Annexed On June 16, 1949", is presented by the City Attorney and upon motion of Councilman Starbird, seconded by Councilman Watson, passed to print:

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

Resolution No. 10390
Patent License
Jefferson Electric Co.

Resolution No. 10390 accepting the Jefferson Electric Company patent license agreements for supplying 164 pieces of Type IL pole base transformers in connection with the improvement of The Alameda by installing side lighting, is presented by the City Attorney and upon motion of Councilman Starbird, seconded by Councilman Foley, adopted:

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

Resolution No. 10391
16th St.
Mission St.-Vestal Ave.
Preliminary Determination

Resolution No. 10391 of preliminary determination in the matter of opening of 16th Street between Mission Street and Vestal Avenue, is presented by the City Attorney and upon motion of Councilman Starbird, seconded by Councilman Watson, adopted:

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

Ordinance No. 4397
Prohibit Sleeping
In Cooking Areas

Ordinance No. 4397, entitled: "An Ordinance Of The City Of San Jose Amending Sections 5210.4 And 5210.5 Of Part 10, Chapter 1, Article V, Of The San Jose Municipal Code By Adding Thereto An Absolute Prohibition of Sleeping In Any Place Where Food Is Prepared, Cooked Or Served, And Repealing All Ordinances And Parts Of Ordinances In Conflict Herewith", is presented by the City Attorney and upon motion of Councilman Starbird, seconded by Councilman Watson, passed to print:

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

Resolution No. 10392
Revocable Permit
W.P.RR Spur Tracks
Across Auzerais St.

Resolution No. 10392 granting revocable permission to the Western Pacific Railroad Company to relocate, operate and maintain two industrial spur tracks across Auzerais Avenue between Los Gatos Creek and Lincoln Avenue, as shown upon Western Pacific Railroad Company drawing entitled: "Proposed Rearrangement Of Trackage Across Auzerais Street", dated February 19, 1954, is presented by the City Attorney and upon motion of Councilman Starbird, seconded by Councilman Foley, adopted:

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

Resolution No. 10393
S W G No. 19
Withdraw From Central
Fire Protection Dist.

Resolution No. 10393 withdrawing certain territory designated as "South Willow Glen No. 19" from the Central Fire Protection District of the County of Santa Clara, is presented by the City Attorney and upon motion of Councilman Starbird, seconded by Councilman Solari, adopted:

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

Resolution No. 10394
Contract For
Appraisal of
Knoche Property

Resolution No. 10394 authorizing the Mayor and the City Manager to execute a contract providing for the appraisal of certain property in connection with petition of the City of San Jose for instructions as trustee under the terms of the Final Decree of Distribution entered in the action entitled "In The Matter Of The Estate of Edward Louis Herman Knoche, Et Al., Deceased", is presented by the City Attorney and upon motion of Councilman Starbird, seconded by Councilman Watson, adopted:

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

Ordinance No. 4398
Establishing Fees
Sewer Pipe Laterals

Ordinance No. 4398, entitled: "An Ordinance Revising Sections 7324, 7325 And 7326 Of The San Jose Municipal Code, Fixing And Establishing Fees For The Construction By The City Of San Jose, Its Agents, Servants Or Employees, Of Vitriified Salt-Glazed Clay Sewer Pipe Laterals Between The Public Sewer In Front Of Any Premises And The Property Line Of Any Such Premises", is presented by the City Attorney and upon motion of Councilman Starbird, seconded by Councilman Foley, passed to print:

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

Ordinance No. 4399
Street Number Map
Maypark No. 1

Ordinance No. 4399, entitled: "An Ordinance Repealing Ordinance No. 4372 Adding Section 8722 To The San Jose Municipal Code; And Amending The San Jose Municipal Code By Adding A New Section Thereto To Be Numbered 8725 Approving And Adopting An Official Street Number Map For Maypark No. 1 Annexed To The City Of San Jose On February 18, 1954", is presented by the City Attorney and upon motion of Councilman Watson, seconded by Councilman Starbird, passed to print:

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

Gift Shop Concession
Alum Rock Park
Terminate Lease

Robert E. Cassin, City Attorney reports that in negotiating for the termination of lease of the Souvenir and Gift Shop Concession at Alum Rock Park he has discussed said matter with Clark L. Bradley, Attorney at Law and Counsel for John P. Brunette, lessee, and recommends that said lease be terminated if lessee pays the City \$100.00 per month for the term of said lease. Councilman Starbird proposes and moves adoption of resolution that said recommendation be approved and the City Attorney be directed to submit said terms of termination of said lease to John P. Brunette, lessee, seconded by Councilman Solari, and adopted:

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

Resolution No. 10395
Bascom Ave.
Naglee Ave.-Davis St.
Adopting Plans

Resolution No. 10395 adopting plans and specifications for the improvement of portions of Bascom Avenue between Naglee Avenue and Davis Street, MGS Project 149, is read and upon motion of Councilman Foley, seconded by Councilman Starbird, adopted:

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

Resolution No. 10396
Adopting Plans
Major City Streets

Resolution No. 10396 adopting plans and specifications for improvement of portions of San Carlos Street, William Street, 1st Street, Bassett Street-Market Street, 4th Street, Hedding Street and Shasta Avenue, Major City Streets is read and upon motion of Councilman Starbird, seconded by Councilman Foley, adopted:

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

Survey of Annexation
Areas

A. P. Hamann, City Manager, advises the Council of meeting to be held in the Planning Commission's Office, and tour of the City on June 3, 1954 at 8:00 o'clock A.M. for the purpose of surveying certain territory for future annexation to the City of San Jose.

Black Mountain
Bowman Convention

A. P. Hamann, City Manager, advises that the request of Black Mountain Bowman presented May 24, 1954, for use of a portion of Alum Rock Park on June 12 and 13, 1954 for State Archery Tournament and Convention has been approved by the City Attorney and the City Manager subject to furnishing the City with evidence of insurance in amounts of \$50,000 and \$100,000 for public liability and \$25,000 for property damage. Councilman Starbird proposes and moves adoption of resolution that said request be approved subject to furnishing insurance in amount of \$50,000 and \$100,000 for public liability and \$25,000 property damage, seconded by Councilman Solari and adopted:

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

Bids
Citation Forms

A. P. Hamann, City Manager, requests and Councilman Starbird proposes and moves adoption of resolution that the City Manager be authorized to invite bids for furnishing 125,000 citation forms for the Police Department, seconded by Councilman Watson and adopted:

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

Bids
Radio Transmitters &
Receivers

A. P. Hamann, City Manager, requests and Councilman Watson proposes and moves adoption of resolution that the City Manager be authorized to invite bids for furnishing two radio transmitters and receivers for use by the Fire Department on Civil Defense equipment, seconded by Councilman Foley and adopted:

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

Calif. Safety
Council Not Affiliated
With National Safety
Council

Communication dated May 20, 1954, from Earl F. Campbell, Director of the National Safety Council, advising that the California Safety Council is not and never has been a member, affiliate, or chartered chapter of the National Safety Council, is presented and by unanimous consent, filed.

Plans For Emergency
First Aid Station

A. P. Hamann, City Manager, presents final plans for the Emergency First Aid Station and recommends, and Councilman Starbird proposes and moves

adoption of resolution that said plans be referred to the City Planning Commission for consideration and report, seconded by Councilman Solari and adopted:

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

Lease
Auditorium Parking Lot

A. P. Hamann, City Manager, requests and Councilman Starbird proposes and moves adoption of resolution that the City Manager be authorized to publish Notice of Lease of Auditorium Parking Lot for night parking at a minimum rental of \$50.00 per month, for 100 parking spaces, the fee for such night parking not to exceed thirty-five cents per night, seconded by Councilman Foley and adopted:

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

Invite Bids
Glass Backboards

A. P. Hamann, City Manager, requests and Councilman Solari proposes and moves adoption of resolution that the City Manager be authorized to invite bids for furnishing glass basketball backboards for the Municipal Auditorium, seconded by Councilman Foley and adopted:

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

Communications Center
1st & Rosa Sts.

A. P. Hamann, City Manager, advises that the Pacific Telephone and Telegraph Company will grant a revocable permit to use its duct for telephone cable to serve proposed Communications Center Building at 1st and Rosa Streets, and that it may be less expensive to utilize these facilities than those needed for proposed site on E. side of Almaden Avenue between San Carlos Street and Park Avenue. Councilman Starbird proposes and moves adoption of resolution that the City Manager be directed to further negotiate with the Pacific Telephone and Telegraph Company for a permit of a more permanent nature for the use of telephone duct to 1st and Rosa Streets, seconded by Councilman Watson and adopted:

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

Resolution No. 10397
Adopting Plans
Unnamed Street Between
King Rd. & Route 68

Resolution No. 10397 adopting plans and specifications for the improvement of an unnamed street between King Road and State Highway Route 68, including storm sewer easements, is presented and upon motion of Council-