

COUNCIL MINUTES

JULY 19, 1954 - AUG. 9, 1954

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Accordance With Resolution No. 10321 Adopted May 3, 1954; Appropriating The Sum Of \$1,500.00 From The San Jose Sewer Fund For The Purpose Of Obtaining Said Order Of Immediate Possession; And Authorizing The City Attorney To Deposit Said Sum Of \$1,500.00 In The Superior Court Of The State Of California In And For The County Of Santa Clara For Said Purposes", passed to print July 12, 1954, is given final reading and upon motion of Councilman Hathaway, seconded by Councilman Santora, adopted:

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

Ordinance No. 4431  
Purchase Property  
(Medina)  
Sew.Treat.Plant

Ordinance No. 4431, entitled: "An Ordinance Of The City Of San Jose Finding And Determining That The Public Interest, Convenience, Health And Welfare Requires That Certain Real Property Be Acquired By Said City For Sewage Treatment And Other Municipal Purposes; Authorizing Execution And Performance Of An Agreement For The Purchase Of Said Property By City From John Medina, Et Ux; Setting Forth The Terms And Conditions Of Said Agreement; Appropriating \$15,000 From The 1950 Sewage Treatment Bond Fund For The Purchase Of Said Property; And Authorizing The City Manager And City Auditor To Expend Said Money For Said Purpose", passed to print July 12, 1954, is given final reading and upon motion of Councilman Santora, seconded by Councilman Hathaway, adopted:

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

Ordinance No. 4432  
Purchase Property  
(Olinger)  
San Carlos St.

Ordinance No. 4432, entitled: "An Ordinance Authorizing The Mayor And City Manager To Purchase For The Widening Of San Carlos Street And Such Other Municipal Purposes As The City Council May Direct, A Certain Described Parcel Of Real Property From Dayton S. Olinger And Vermia Lee Olinger, His Wife; To Deposit In Escrow And Pay The Purchase Price Of Said Real Property And To Pay Necessary Recording, Stamp Tax, Escrow, Title Search And Such Other Fees And Expenses As Are Necessarily Incurred In Connection With Said Purchase; And Appropriating The Sum Of \$3,662.50 From The Special Gas Tax Street Improvement Fund", passed to print July 12, 1954, is given final reading and upon motion of Councilman Hathaway,

seconded by Councilman Foley, adopted:

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

Ordinance No. 4433  
Purchase Property  
(Bonasera)  
San Carlos St.  
Widening

Ordinance No. 4433, entitled: "An Ordinance Authorizing The Mayor And City Manager To Purchase For The Widening Of San Carlos Street And Such Other Municipal Purposes As The City Council May Direct, A Certain Described Parcel Of Real Property From Michael T. Bonasera And Marye Bonasera, His Wife, And Thomas B. Bonasera And Lillian Bonasera, His Wife; To Deposit In Escrow And Pay The Purchase Price Of Said Real Property And To Pay Necessary Recording, Stamp Tax, Escrow, Title Search And Such Other Fees And Expenses As Are Necessarily Incurred In Connection With Said Purchase; And Appropriating The Sum Of \$4,490.00 From The Special Gas Tax Street Improvement Fund", passed to print July 12, 1954, is given final reading and upon motion of Councilman Hathaway, seconded by Councilman Foley, adopted:

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

Orchard No. 10  
Annexation  
Deferred

As deferred from July 6, 1954, the Council now considers petition of T. A. Minardi and A. R. Calvelli, requesting that pursuant to the Annexation Of Uninhabited Territory Act Of 1939, certain territory designated as "Orchard No. 10" be annexed to the City of San Jose. Councilman Foley proposes and moves adoption of resolution that consideration of said request be deferred to July 26, 1954, seconded by Councilman Santora and adopted:

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

Proposed Ordinance  
Sidewalk Repair  
Program

Mayor Starbird reports that the Committee of the Whole recommends, and Councilman Watson proposes and moves adoption of resolution that the City Attorney be directed to prepare and submit a proposed ordinance appropriating \$5000.00 for a sidewalk repair program by the Department of Public Works, seconded by Councilman Moore and adopted:

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

Proposed Lease Of  
Property For Community  
Theatre, Etc.

Mayor Starbird reports that the Committee of the Whole recommends,  
and Councilman Watson proposes and moves adoption of resolution that the  
request of the San Jose Theatre Guild presented to the Committee of the  
Whole, that city-owned land be provided on which to construct a proposed  
community theatre and art building be referred to the City Planning Com-  
mission and the City Manager for consideration and report, seconded by  
Councilman Moore, and adopted:

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

Complaint  
Guadalupe River  
Near Howard St.

H. J. Flannery, City Engineer, presents and files report on in-  
vestigation of complaint filed July 12, 1954, from the Mission Valley  
Canning Co. Inc. of the heavy growth and the stench existing in Guadalupe  
River in the vicinity of Howard Street, and by unanimous consent, said  
report is accepted and filed.

Resolution No. 10482  
Two-Way Stops  
Stockton Ave. at  
Hedding St.

Resolution No. 10482 determining and designating stop inter-  
sections and repealing Resolution No. 10400, adopted June 6, 1954, to  
include that traffic be stopped on Stockton Avenue at Hedding Street,  
is presented by the City Attorney, and upon motion of Councilman Foley,  
seconded by Councilman Hathaway, adopted:

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

Complaint  
Lucky Stores, Inc.  
Burning

Robert E. Cassin, City Attorney, presents and files an interim  
report by Robert J. Costello, Assistant City Attorney, dated July 19, 1954,  
on complaint of Florence Rhodes, and others, of nuisance caused by burning  
rubbish, etc., at Lucky Stores, Inc., 1140 Lincoln Avenue, and by unanimous  
consent, said report is filed.

Proposed Ordinance  
Salary Increases

A. P. Hamann, City Manager, presents proposed ordinance providing  
for certain salary increases for the City Building Official, the City  
Treasurer, the Housing Director, the Director of Planning, the Assistant  
City Manager and the City Auditor. Councilman Hathaway proposes and moves

adoption of resolution that said ordinance be passed to print, seconded by Councilman Santora. Councilman Watson proposes and moves adoption of resolution that said resolution be amended to provide that a vote be taken on the proposed salary increase for each officer separately, seconded by Councilman Foley and not adopted:

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

Proposed Ordinance  
Salary Increases

City Clerk now calls the roll on the resolution that said proposed ordinance providing for certain salary increases for the City Building Official, the City Treasurer, the Housing Director, the Director of Planning, the Assistant City Manager and the City Auditor, be passed to print, and said resolution is adopted:

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

Ordinance No. 4438  
Salary Increases

Ordinance No. 4438, entitled: "An Ordinance Amending Sections 5.4, 5.7, 5.8, 5.9, 5.13 and 5.14 Of Ordinance No. 4370, Entitled: 'An Ordinance Of The City Of San Jose Fixing And Defining The Salary Ranges For Classes, Offices And Positions Of Employment In The City Government In The City Of San Jose Effective On And After May 1, 1954, And Repealing Ordinance No. 4096 And All Other Ordinances And Parts Of Ordinances Not Adopted By Vote Of The People In Conflict Herewith', Adopted April 26, 1954", is read and upon motion of Councilman Hathaway, seconded by Councilman Santora, passed to print:

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

Payment Authorized

A. P. Hamann, City Manager, presents and files memorandum from the City Attorney and itemized list of time spent by Albert J. Ruffo, Attorney at Law, et al on suit of the Central Fire District regarding Monterey Park No. 1 annexation. Councilman Santora proposes and moves adoption of resolution that the City Attorney be directed to prepare and submit proposed ordinance for the payment of said bill, seconded by Councilman Foley and adopted:

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

Sale of Junk

A. P. Hamann, City Manager, presents and files memorandum from L. Harold Reese, Public Works Supervisor, advising of bid received from William Jurman for purchase from the City of old equipment not now needed for municipal purposes, for the sum of \$120.00. Councilman Moore proposes and moves adoption of resolution that said bid of William Jurman in the sum of \$120.00 be accepted, seconded by Councilman Santora, and adopted:

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

Final Report  
Off-Street Parking

A. P. Hamann, City Manager, presents and files final report of D. J. Faustman on revenue and cost estimates for the four central business district parking lots, which supplements his detailed report of January 27, 1954. By unanimous consent, said report is accepted and filed.

Fire Department  
Form of Organization

Recommendation of the Acting Chief, Fire Department, approved by the City Manager, dated July 13, 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 Assistant Fire Chief  
6 Battalion Chiefs  
1 Fire Prevention Chief  
1 Master Mechanic  
29 Captains  
116 Firemen  
1 Senior Stenographer Clerk  
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providing that the position of Drillmaster is to be filled by a Battalion Chief, is read. Councilman Hathaway proposes and moves adoption of resolution that said recommendation be approved, seconded by Councilman Moore and adopted:

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

Payments Authorized

Certificates of H. J. Flannery, City Engineer, approved by the City Manager, that there is due and payable to Colorado Fuel and Iron Corporation on contract for installation of a Chain Link Fence at the San Jose Municipal Airport a final payment of \$1,447.56; and to A. J. Raisch Paving Company on contract for improvement of 10th Street, Major

City Street, Project No. 144, a final payment of \$5,449.03, are read.  
Councilman Hathaway proposes and moves adoption of resolution that said payments be authorized, seconded by Councilman Santora, and adopted:

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

Monthly Report

Report of the Fire Department for May, 1954, is presented and filed.

Resolution No. 10483  
5th-6th-Younger Ave.  
Ordering Plans

Resolution No. 10483 directing the preparation of plans and specifications and a map showing proposed boundaries of district to be assessed for improvement of portions of 5th Street and 6th Street between the N. line of Rosa Street and their N. termination thereon, also Younger Avenue between the center line of 4th Street and a point 137.87' east of the E. line of 6th Street, is read and upon motion of Councilman Foley, seconded by Councilman Santora, adopted:

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

Resolution No. 10484  
31st St.  
Preliminary Determination

Resolution No. 10484 preliminarily determining that public convenience and necessity require the improvement of portions of 31st Street from the S. line of Santa Clara Street to the W. line of San Antonio Street without compliance with the provisions of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; describing said improvement and setting a time and place of hearing thereon, is read and upon motion of Councilman Watson, seconded by Councilman Hathaway, adopted:

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

Resolution No. 10485  
Laurel St.  
Intention to Improve

Resolution No. 10485 declaring intention that the public interest, convenience and necessity require and that the Council intends to order the improvement of portions of Laurel Street between Palhemus Street and Emory Street; describing said work and improvement, finding and declaring that said improvement is of more than local or ordinary public benefit and that the cost and expenses thereof shall be assessed

upon a district declared to be benefited thereby; describing said district; declaring that serial bonds shall be issued to represent unpaid assessments; giving an estimate of total costs and expenses; declaring applicable laws and procedures; declaring that said improvement shall be made without compliance with the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and giving notice of hearing on protests and objections, is presented and upon motion of Councilman Watson, seconded by Councilman Santora, adopted:

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

Resolution No. 10486      Map showing official curb grades and positions of curbs on  
Drake St.  
Fixing Curb Grades      portions of Drake Street between the N. curb line of Fuller Avenue and  
the S. curb line of Home Street, is presented. Resolution No. 10486  
fixing official curb grades and positions of curbs on portions of Drake  
Street, is read and upon motion of Councilman Hathaway, seconded by  
Councilman Santora, adopted:

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

Resolution No. 10487      Resolution No. 10487 adopting plans and specifications for  
Drake St.  
Adopting Plans      the improvement of portions of Drake Street between the N. line of Fuller  
Avenue and the S. line of Home Street, is read and upon motion of Councilman  
Watson, seconded by Councilman Moore, adopted:

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

Resolution No. 10488      Resolution No. 10488 adopting plans and specifications for the  
Lincoln Ct.  
Adopting Plans      improvement of portions of Lincoln Court between the W. line of Lincoln  
Avenue and the E. line of Radio Avenue, is read and upon motion of Councilman  
Hathaway, seconded by Councilman Watson, adopted:

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

Alcoholic Beverage      Notification of liquor license applications filed with the State  
Control Act      Board of Equalization are presented and by unanimous consent filed.

Award To City  
Engineer

A. P. Hamann, City Manager, presents and files notification from the American Public Works Association of the presentation to H. J. Flannery, City Engineer, of the Samuel A. Greeley Service Award for his long and faithful service to the City which began in September, 1922, to be held on September 22, 1954, at Atlantic City; and requests, and Councilman Watson proposes and moves adoption of resolution that the City Engineer be authorized to attend said presentation with necessary expenses to be paid by the City, seconded by Councilman Hathaway and adopted:

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

Recess

Councilman Santora proposes and moves adoption of resolution that the Council recess to reconvene at the call of the Mayor, seconded by Councilman Moore and adopted:

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

Recess

Council now recesses at 9:23 o'clock P.M.

Reconvene

Council now reconvenes at 9:35 o'clock P.M., and the Clerk calls the roll:

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

Resolution No. 10489  
Title Clearance  
Knoche Property

Resolution No. 10489, entitled: "Resolution Of The Council Of The City Of San Jose Finding And Determining That The Present Location Of The Real Property Constituting The Subject Matter Of The Knoche Trust Is Undesirable As A Playground For The Boys And Girls Of The City Of San Jose; That The Best Interests Of The Beneficiaries Of The Trust And Of The Citizens Of San Jose And Of All Other Parties Interested In Said Trust Require Another Parcel Of Real Property Better Suited To The Accomplishment Of The Objects Of The Settlor Of Said Trust And Better Suited To The Interests Of The Beneficiaries Be Substituted, Said Parcel To Be Located In An Area Where Greater Need Exists For Park Facilities; Authorizing And Directing The City Attorney To Do All Things Necessary

To Accomplish Said Substitution; And Further Authorizing Said City Attorney To Compromise And Settle On Behalf Of Said Trust And/Or The City Of San Jose Any And All Claims, Demands, Actions Or Suits Brought Against Or On Behalf Of Said Trust, All In Accordance With The Instructions, Information And Understandings Heretofore Given And Received By The Council Of The City Of San Jose And The City Attorney Of The City Of San Jose", is presented by the City Attorney and upon motion of Councilman Watson, seconded by Councilman Hathaway, adopted:

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

Proposed Employment  
Of Retirees

Robert E. Cassin, City Attorney, suggests, and Councilman Watson proposes and moves adoption of resolution that the City Attorney be directed to prepare and submit on July 26, 1954, a proposed ordinance providing that retired city employees may be employed by the City as independent contractors, seconded by Councilman Foley and adopted:

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

Committee Of The Whole  
Meeting

Mayor Starbird announces that the Committee of the Whole will meet at 4 o'clock P.M., July 26, 1954, Hotel Sainte Claire.


Adjourn

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

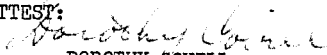
Ayes: Councilmen - Foley, Hathaway, Moore, Santora,  
Solari, Watson and Starbird.  
Noes: Councilmen - None.  
Absent: Councilmen - None.

Adjourn

Council now adjourns at 9:43 o'clock P.M.

  
GEORGE STARBIRD  
MAYOR

ATTEST:

  
DOROTHY COVILL  
CITY CLERK

Monday

San Jose, California

July 26, 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 - Foley, Moore, Santora, Solari,  
Watson and Starbird.  
Absent: Councilmen - Hathaway.

Minutes

The Minutes of session of January 4, 1954, 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 January 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, 24, June 1, 7, 14, 21, 28, July 6, 12, and 19, 1954, be deferred, seconded by Councilman Santora, and adopted:

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

Laurel St.  
Improvement

Mayor Starbird announces that there were no bids received for the improvement of portions of Laurel Street between the N. line of Polhemus Street and the S. line of Emory Street, and that the resolution of intention for said improvement adopted on June 14, 1954 will be re-adopted at a later time.

Invocation

Invocation is now given by Reverend Joyce W. Farr.

Off-Street Parking  
Requirements  
C Commercial Dist.

This being the time and place, as continued from July 12, 1954, for the purpose of considering and discussing the proposal for the amendment of Section 9103.4a of the San Jose Municipal Code to require an additional amount of off-street parking space for automobiles in the C Commercial District (Professional-Office); Robert Free appears against said proposed amendment. Mayor Starbird recommends and Councilman Watson proposes and moves adoption of resolution that said hearing be continued to 8:00 o'clock P.M. August 9, 1954, seconded by Councilman Moore, and adopted:

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

Delmas & Spencer Aves  
Hearing

This being the time and place fixed by Resolution No. 10468, adopted July 6, 1954, when and where any person may appear and show cause, if any they have, why portions of Delmas Avenue from the S. line of Willow Street to Spencer

Avenue, also portions of Spencer Avenue from Delmas Avenue to the southwesterly line of Tract No. 302, Graham Moulton Subdivision, should not be improved without further compliance with the "Special Assessment Investigation Limitation and Majority Protest Act of 1931", Clerk advises that no written protests to said 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 Santora and adopted:

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

Resolution No. 10490  
Delmas & Spencer Aves.  
Improve Without  
Compliance

Resolution No. 10490 determining to make improvement without compliance with the "Special Assessment Investigation, Limitation and Majority Protest Act of 1931", upon portions of Delmas Avenue from the S. line of Willow Street to Spencer Avenue, also portions of Spencer Avenue from Delmas Avenue to the southwesterly line of Tract No. 302, Graham Moulton Subdivision, is read and upon motion of Councilman Watson, seconded by Councilman Foley, adopted:

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

Resolution No. 10491  
Delmas & Spencer Aves.  
Intention To Improve

Resolution No. 10491 of intention that the public interest, convenience and necessity require and that the Council intends to order the improvement of portions of Delmas Avenue from the S. line of Willow Street to Spencer Avenue, also portions of Spencer Avenue from Delmas Avenue to the southwesterly line of Tract No. 302, Graham Moulton Subdivision; describing said work and improvement; finding and declaring that said improvement is of more than local or ordinary public benefit and that the cost and expenses thereof shall be assessed upon a district declared to be benefited thereby; describing said district; declaring that serial bonds shall be issued to represent unpaid assessments; giving an estimate of total costs and expenses; declaring applicable laws and procedures; declaring that said improvement shall be made without compliance with the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and giving notice of hearing of protests and objections, is presented and upon motion of Councilman Watson, seconded by Councilman Foley, adopted:

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

Burbank No. 4  
Annexation Hearing

This being the time and place fixed by Resolution No. 10414 adopted June 14, 1954, when and where any person owning real property in the uninhabited territory proposed to be annexed to the City of San Jose and designated Burbank No. 4, City Clerk presents and files protest of John P. Gluhaich, and others. Victor O'Neill, Attorney at Law, and Gerald A. Nelson advise that the name of A. C. Nelson was signed by his son Gerald A. Nelson and request permission to have A. C. Nelson sign said protest. Frank J. Moraz appears in favor of said proposed annexation. Robert E. Cassin, City Attorney, recommends and Councilman Santora proposes and moves adoption of resolution that said hearing be continued to 8:00 o'clock P.M., August 2, 1954, to permit the City Clerk to check said protest for sufficiency, seconded by Councilman Moore, and adopted:

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

Streets In Vicinity  
Of Schools  
Prepare Plans

Request of the San Jose Unified School District that the City Engineer be directed to prepare plans and specifications for street improvements in vicinity of proposed River Glen, Kirk Elementary and Booksin Elementary Schools, and agreeing to defray any expense incurred by the City, is read. Councilman Watson proposes and moves adoption of resolution that the City Engineer be directed to prepare said plans and specifications, seconded by Councilman Moore, and adopted:

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

State Funds For  
Health Department

Notification from the State Department of Public Health of certain State funds which will be available for support of the City Health Department for the 1954-55 fiscal year, is read and filed.

Gasoline Service  
Station  
NW Hamline & 1st Sts.

Application of Moore Oil Company for a permit to establish a gasoline service station at the NW corner of Hamline Street and N. 1st Street, pursuant to the provisions of Article VI, Chapter 7, Part 4 of the San Jose Municipal Code, is presented and reported in proper form. Councilman Watson

proposes and moves adoption of resolution that said permit be granted, seconded by Councilman Solari, and adopted:

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

Fire House  
Engine #4

A. P. Hamann, City Manager, presents plans for the construction of Fire House, Engine #4, at the SW corner of Minor and Auzerais Avenues; reports that as referred on July 12, 1954, the City Engineer, the City Building Official and the Fire Chief have approved said plans, and recommends, and Councilman Watson proposes and moves adoption of resolution that said plans be approved and the City Manager be directed to invite bids for the construction of said Fire House, Engine #4, seconded by Councilman Moore, and adopted:

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

Class A Auctioneer  
Permit  
(Ericson, Roy)

Application of Roy Ericson for a permit to conduct Class A auctions at 666 Stockton Avenue, pursuant to the provisions of Part 6, Chapter 2, Article VI of the San Jose Municipal Code, is presented and reported in proper form. Councilman Watson proposes and moves adoption of resolution that said permit be granted, seconded by Councilman Moore, and adopted:

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

Religious Services  
In Tent At  
1805 Alum Rock Ave.  
Denied

Rev. Howard Gandy presents and files application of the Assembly of God Church for permission to conduct religious services in a tent to be erected at 1805 Alum Rock Avenue between 7:30 and 10:00 o'clock P.M. daily and between 2:30 and 5:00 o'clock P.M. on Sundays from August 1 through August 22, 1954. Communication from Bruce Ford, Acting Superintendent, Department of Building, advising that public assemblage in said tent would violate regulations of the Building Code, and recommending that said application be not approved, is read and filed by the City Attorney. Councilman Solari proposes and moves adoption of resolution that said application be not granted because of the use of a tent, seconded by Councilmen Foley, and adopted:

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

Moreland No. 1  
Annexation  
(Inhabited)

Petition of Duncan S. Iwagaki and others, requesting an election in territory proposed to be annexed to the City of San Jose, known and designated as Moreland No. 1, is presented. Councilman Watson proposes and moves adoption of resolution that said petition be referred to the City Clerk to determine if the signatures thereon represent more than one-fourth the qualified electors residing in said territory, and report on August 2, 1954, seconded by Councilman Foley, and adopted:

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

Parking Limit Request  
W. Santa Clara St.  
& On Cahill St.

Request of Roy L. Dorcich on behalf of certain merchants on W. Santa Clara Street, that parking limit be established on both sides of W. Santa Clara Street from Montgomery St. to the Southern Pacific subway and on both sides of Cahill Street from the subway to Grandill Street, is read. Councilman Santora proposes and moves adoption of resolution that said request be referred to the Traffic Analyst for consideration and report, seconded by Councilman Watson and adopted:

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

Ordinance No. 4434  
Rezoning  
SW 1st & Hobson Sts.  
SE 1st & Jackson Sts.

Ordinance No. 4434, entitled: "An Ordinance Amending The San Jose Municipal Code, By Adding A New Section Thereto To Be Numbered 9102.44z17, Rezoning The Southwest Corner Of First And Hobson Streets And The Southeast Corner Of First And Jackson Streets", passed to print July 19, 1954, is given final reading and upon motion of Councilman Foley, seconded by Councilman Watson, adopted:

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

Ordinance No. 4435  
Rezoning  
SW Side Lincoln Ave.  
Near Curtner Ave.

Ordinance No. 4435, entitled: "An Ordinance Amending The San Jose Municipal Code, By Adding A New Section Thereto To Be Numbered 9102.44z18, Rezoning The Southwest Side Of Lincoln Avenue From A Point 204 Feet Northwest Of Curtner Avenue To A Point 79 Feet Northwesterly Thereof", passed to print July 19, 1954, is given final reading and upon motion of Councilman Foley, seconded by Councilman Watson, adopted:

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

Ordinance No. 4436      Ordinance No. 4436, entitled: "An Ordinance Amending The San Jose  
Rezoning      Municipal Code, By Adding A New Section Thereto To Be Numbered 9102.44z19  
SE Minnesota Ave.      & W.P. RR.

Rezoning The Southeast Corner Of The Intersection Of Minnesota Avenue And The  
Western Pacific Railroad Company Right-Of-Way", passed to print July 19, 1954,  
is given final reading and upon motion of Councilman Watson, seconded by  
Councilman Foley, adopted:

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

Ordinance No. 4437      Ordinance No. 4437, entitled: "An Ordinance Amending Article IX,  
Zoning      (Zoning) Chapter I Of The San Jose Municipal Code, By Adding Thereto A  
Anne Darling No. 7

New Section, To Be Designated 9102.24z14", passed to print July 19, 1954, is  
given final reading and upon motion of Councilman Watson, seconded by Council-  
man Foley, adopted:

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

Ordinance No. 4438      Ordinance No. 4438, entitled: "An Ordinance Amending Sections  
Salary Increases

5, 4, 5.7, 5.8, 5.9, 5.13 And 5.14 Of Ordinance No. 4370, Entitled: 'An  
Ordinance Of The City Of San Jose Fixing And Defining The Salary Ranges For  
Classes, Offices And Positions Of Employment In The City Government In The  
City Of San Jose Effective On And After May 1, 1954, And Repealing Ordinance  
No. 4096 And All Other Ordinances And Parts Of Ordinances Not Adopted By Vote  
Of The People In Conflict Herewith', Adopted April 26, 1954", passed to print  
July 19, 1954, is given final reading and upon motion of Councilman Santora,  
seconded by Councilman Moore, and not adopted:

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

Resolution No. 10492      H. J. Flannery, City Engineer, reports that bid of Watson Bros.  
Forest-Bascom      Contractors is the lowest responsible bid for the construction of storm  
Storm Sewers      sewers and appurtenances in the San Jose Storm Sewer System, Forest-Bascom  
Award

Area, at the prices named in its bid opened July 19, 1954 and recommends that

said bid be accepted. Resolution No. 10492 awarding contract to Watson Bros. Contractors for construction of concrete storm water sewers and appurtenances in San Jose Storm Sewer System, Forest-Bascom Area, is read and upon motion of Councilman Moore, seconded by Councilman Watson, adopted:

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

Annexation  
Orchard No. 10  
(Uninhabited)

Petition of T. A. Minardi, and others, requesting that pursuant to the provisions of the Annexation of Uninhabited Territory Act of 1939, certain uninhabited territory described therein be annexed to the City of San Jose; communication, dated June 29, 1954 from the San Jose Abstract & Title Insurance Co., advising that said land is of record in the name of said abstract company and is being held under an agreement for the benefit of A. R. Calvelli and Irma M. Calvelli, husband and wife as to an undivided two-thirds interest and in name of T. A. Minardi and Mary Minardi, husband and wife, as to an undivided one-third interest; affidavit of Pearce Davies, Associate Planner, dated July 26, 1954, stating that the parcels of property described in list attached thereto are all of the parcels of real property within said territory proposed to be annexed and that said list truly states the assessment numbers, owners, descriptions and values of all parcels of real property within said territory, as shown on the last equalized assessment roll; affidavit of Pearce Davies, Associate Planner, dated July 26, 1954, stating that he examined the records of the County Registrar of Voters of Santa Clara County and determined that less than 12 registered voters reside within said territory proposed to be annexed; and map certified by Irving L. Ryder, Associate City Engineer, setting forth the boundaries of the territory described in said petition and the total acreage of said territory are presented by Pearce Davies, Associate Planner. Pearce Davies, Associate Planner, is sworn and testifies as to the documents so filed. Resolution No. 10493 giving notice of proposed annexation to the City of San Jose of that certain uninhabited territory designated "Orchard No. 10" and giving notice of the time and place of hearing protests thereto, is presented by the City Attorney and upon motion of Councilman Watson, seconded by Councilman Foley, adopted:

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

Complaint  
Operation Of  
Kleinsmith Bros.

Robert E. Cassin, City Attorney, reports that as referred on July 12, 1954, an investigation has been made on protest of Andrew M. Erickson, and others, protesting the nuisance caused by the operations of the excavation, trucking and hauling business conducted by Kleinsmith Brothers at 400 S. Genevieve Lane, and it is recommended and Councilman Watson proposes and moves adoption of resolution that said matter be referred to the City Planning Commission for investigation and report as to whether or not as a question of fact, there is a non-conforming use at said 400 S. Genevieve Lane, seconded by Councilman Solari, and adopted:

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

Ordinance No. 4439  
Sidewalk Revolving Fund  
Appropriation

Ordinance No. 4439, entitled: "An Ordinance Amending Part 6 Of Chapter 7 Of Article II Of The San Jose Municipal Code Concerning The Special Assessment Revolving Fund; And Appropriating The Sum Of \$5,000.00 From The Unappropriated Surplus Of The General Fund To The Special Assessment Revolving Fund For The Purpose Of Causing Sidewalk Repairs To Be Made Under The Provisions Of Chapter 22 Of The Streets And Highways Code Of The State Of California", is presented by the City Attorney and upon motion of Councilman Foley, seconded by Councilman Moore, passed to print:

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

Legal Fee  
Monterey No. 1  
Litigation

Robert E. Cassin, City Attorney, advises that the appropriation for payment of legal services to Gallagher and Ruffo, Attorneys at Law, for services rendered in Monterey Park No. 1 litigation, will be included in the general deficiency ordinance to be presented later.

Proposed Ordinance  
Permitting Retirees  
To Be Hired

Proposed ordinance, entitled: "An Ordinance Amending Section 2904.32 Of The San Jose Municipal Code Relating To Compensation Allowed One Entitled To A Retirement Allowance", is presented by the City Attorney and Councilman Santora proposes and moves adoption of resolution that consideration of said proposed ordinance be deferred to August 9, 1954, seconded

by Councilman Moore, and adopted:

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

District Line Extension Resolution of the City Planning Commission, by authority of  
NE Side The Alameda  
Polhemus-Asbury Sts. Article IX, Chapter 1, Part 7 of the San Jose Municipal Code, extending  
the C-L Commercial District (Limited) line to include the balance of those  
properties on the northeasterly side of The Alameda between Polhemus Street  
and Asbury Street as described therein, is read. Councilman Santora proposes  
and moves adoption of resolution that said resolution be approved, seconded  
by Councilman Moore, and adopted:

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

Sign Over Plan Line Recommendation of the City Planning Commission, by authority of  
798 S. 1st St. Section 8612.1 of the San Jose Municipal Code, that the Harvey Bedard Used  
Car Company be permitted to erect a pole and neon sign at 798 S. 1st Street,  
extending 5' beyond the Official Plan Line on E. Virginia Street, as shown  
on plot plan on file in the Department of Building is read. Councilman  
Watson proposes and moves adoption of resolution that said recommendation be  
approved, and revocable permit be granted pursuant to Section 8612 of the  
San Jose Municipal Code, seconded by Councilman Santora, and adopted:

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

Enlarge Non-Conforming Use Resolution of the City Planning Commission, by authority of  
1028 Franquette Ave. Article IX, Chapter 1, Part 4 of the San Jose Municipal Code, granting the  
owner of the lawful non-conforming rear yard residence at 1028 Franquette  
Avenue to structurally alter existing garage to provide additional living  
quarter and construct an addition to dwelling, being within the required 15%  
limitation for additions to non-conforming uses, as shown on plot plan on file  
in the office of the Department of Building, is read. Councilman Santora  
proposes and moves adoption of resolution that said resolution be approved,  
seconded by Councilman Watson and adopted:

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

Elimination Of  
Rear Yard  
NW 1st & Hamline Sts.

Resolution of the City Planning Commission, by authority of Article IX, Chapter 1, Part 7 of the San Jose Municipal Code, granting elimination of rear yard at NW corner of N. 1st Street and Hamline Street, conditioned that a rear yard of 12' be maintained for the southwesterly 20' of the width of said property, is read. Councilman Santora proposes and moves adoption of resolution that said resolution be approved, seconded by Councilman Solari, and adopted:

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

Rear Yard Adjustment  
NW Potrero Drive  
& Rustic Ave.

Resolution of the City Planning Commission, by authority of Section 9107.1 of the San Jose Municipal Code, granting a rear yard adjustment to 14'3" at the NW corner of Potrero Drive and Rustic Avenue, to permit construction of an attached carport to present dwelling, as shown on plot plan on file in the Department of Building, is read. Councilman Watson proposes and moves adoption of resolution that said resolution be approved, seconded by Councilman Solari, and adopted:

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

Rear Yard Adjustment  
SE Race & Eugene Sts.

Resolution of the City Planning Commission, by authority of Section 9107.1 of the San Jose Municipal Code, granting a rear yard adjustment to 10'6" at the SE corner of Race Street and Eugene Street, as shown on plot plan on file in the Department of Building, is read. Councilman Solari proposes and moves adoption of resolution that said resolution be approved, seconded by Councilman Foley, and adopted:

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

Maypark No. 3  
Zoning

Recommendation of the City Planning Commission that proposed emergency ordinance, classifying into districts the recently annexed uninhabited area designated "Maypark No. 3", and proposed resolution requiring the City Planning Commission to make tentative report on zoning of said uninhabited area, be

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

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

Ordinance No. 4440  
Zoning Maypark No. 3  
Emergency

Ordinance No. 4440, entitled: "An Emergency Ordinance Classifying Into Districts The Recently Annexed Area Known As Maypark No. 3", is presented and upon motion of Councilman Foley, seconded by Councilman Solari, adopted by a 5/7 vote of the Council as an ordinance for the immediate preservation of the public peace, health and safety:

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

Resolution No. 10494  
Requiring Tentative  
Zoning Report

Resolution No. 10494 requiring the City Planning Commission to make tentative report on zoning uninhabited annexed area known as "Maypark No. 3", pursuant to 9102.46 of the San Jose Municipal Code, is read and upon motion of Councilman Foley, seconded by Councilman Solari, adopted:

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

Resolution No. 10495  
Delmas Ave. &  
10th St.  
Resurfacing

Plans and specifications for the improvement of portions of Delmas Avenue between Santa Clara and William Streets, and 10th Street between Santa Clara and Reed Streets, Major City Streets Project 151, are presented by the City Engineer. Resolution No. 10495 adopting said plans and specifications, is read and upon motion of Councilman Watson, seconded by Councilman Santora, adopted:

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

Purchase Property  
SW 3rd & Martha Sts.  
Fire House

A. P. Hamann, City Manager, reports that property at the SW corner of 3rd and Martha Street may be purchased for \$28,500 for site of Fire House, and recommends, and Councilman Watson proposes and moves adoption of resolution that the purchase of said property be approved, seconded by Councilman Santora, and adopted:

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

Traffic Signals  
24th & Santa Clara Sts.

As referred on July 12, 1954, the City Manager reports that the cost of operating traffic signals at 24th and Santa Clara Streets, 24 hours per day is negligible in comparison to operating said signals on flashing lights during the night hours. Councilman Watson proposes and moves adoption of resolution that said traffic signals at 24th and Santa Clara Streets be operated 24 hours per day, seconded by Councilman Santora, and adopted:

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

Additional Funds  
Fourth Of July

As referred on July 19, 1954, the City Manager recommends and Councilman Solari proposes and moves adoption of resolution that approval of additional expenditure of \$300.00 in connection with fireworks display on the 4th of July be not approved, seconded by Councilman Foley, and adopted:

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

Bidding Services

Communication from LeRoy Construction Services, transmitting "Specifications for Better Construction At Savings Up to 10% by Eliminating Waste and Unfair Bidding of our Present System" is presented and filed by the City Manager.

Proposed Lease-  
Purchase Of  
City Hall Building

General discussion is had with the City Manager on proposed plan for lease-purchase of a city hall building to be constructed at 1st and Rosa Streets. Councilman Foley proposes and moves adoption of resolution that the City Manager be directed to investigate and report on complete cost and details relative to said proposed lease-purchase of a city hall building, seconded by Councilman Watson, and adopted:

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

Monthly Reports

Reports of the Health Department and the City Auditor for June, 1954, are presented and filed.

Payments Due

Certificates 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 \$12,081.86 and on contract with William D. Lotz for professional services in connection with the San Jose Bridge Program, a partial payment of \$1,585.42, are read. Councilman Foley proposes and moves adoption of resolution that said payments be authorized, seconded by Councilman Santora, and adopted:

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

Ordinance No. 4441  
Purchase Property  
San Carlos St. Widening  
(Paradiso)

Ordinance No. 4441, entitled: "An Ordinance Authorizing The Mayor  
And City Manager To Purchase For The Widening Of San Carlos Street

And Such Other Municipal Purposes As The City Council May Direct, A Certain Described Parcel Of Real Property From Elge Paradiso And Juliette Paradiso, His Wife; To Deposit It In Escrow And Pay The Purchase Price Of Said Real Property And To Pay Necessary Recording, Stamp Tax, Escrow, Title Search And Such Other Fees And Expenses As Are Necessarily Incurred In Connection With Said Purchase; And Appropriating The Sum Of \$2,679.25 From The Special Gas Tax Fund", is presented by the City Attorney and upon motion of Councilman Watson, seconded by Councilman Moore, passed to print:

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

Ordinance No. 4442  
Purchase Property  
San Carlos St. Widening  
(Ellis)

Ordinance No. 4442, entitled: "An Ordinance Authorizing The Mayor  
And City Manager To Purchase For The Widening Of San Carlos Street

And Such Other Municipal Purposes As The City Council May Direct, A Certain Described Parcel Of Real Property From Clarence J. Ellis And Edna T. Ellis, His Wife; To Deposit In Escrow And Pay The Purchase Price Of Said Real Property And To Pay Necessary Recording, Stamp Tax, Escrow, Title Search And Such Other Fees And Expenses As Are Necessarily Incurred In Connection With Said Purchase; And Appropriating The Sum Of \$2,422.00 From The Special Gas Tax Fund", is presented by the City Attorney and upon motion of Councilman Watson, seconded by Councilman Santora, passed to print:

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

Ordinance No. 4443  
Curb Markings For  
Parking Regulations

Ordinance No. 4443, entitled: "An Ordinance Of The City Of San Jose Amending Section 3311.5 Of The San Jose Municipal Code Relating To Curb Markings To Indicate No Stopping Or Parking Regulations", is presented by the City Attorney and upon motion of Councilman Watson, seconded by Councilman Santora, passed to print:

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

Ordinance No. 4444  
Directing Traffic  
At Scene Of Fire

Ordinance No. 4444, entitled: "An Ordinance Of The City Of San Jose Repealing Section 3303.3 Of The San Jose Municipal Code Relating To Powers Of Firemen To Direct Traffic At Scenes Of Fires", is presented by the City Attorney and upon motion of Councilman Watson, seconded by Councilman Santora, passed to print:

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

Ordinance No. 4445  
Obedience To Traffic  
Control Devices

Ordinance No. 4445, entitled: "An Ordinance Of The City Of San Jose Repealing Section 3304.5 Of The San Jose Municipal Code Relating To Obedience To Official Traffic Control Devices", is presented by the City Attorney and upon motion of Councilman Watson, seconded by Councilman Santora, passed to print:

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

Proposed Ordinance  
Use Of Monies From  
Licensing Automatic  
Amusement Devices

Proposed ordinance, entitled: "An Ordinance Repealing Section 2700.51 Of The San Jose Municipal Code Relating To Payment Into The Public Improvement Fund Of Moneys Derived From The Licensing Of Automatic Amusement Devices", is presented by the City Attorney. General discussion is had. Councilman Watson proposes and moves adoption of resolution that said proposed ordinance be not adopted, seconded by Councilman Santora, and adopted:

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

Resolution No. 10496  
Foundation Tests  
Sew. Treatment Plant

Resolution No. 10496, setting forth the provisions of contract proposed to be entered into with Dames & Moore, Civil Engineers for services to be rendered in connection with a foundation investigation upon

city-owned property known as Watrous Property, proposed site for the Sewage Treatment Plant; and authorizing the Mayor and City Manager to execute said contract on behalf of the City, is presented by the City Attorney, and upon motion of Councilman Watson, seconded by Councilman Santora, adopted:

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

Ordinance No. 4446  
Appropriation

Ordinance No. 4446, entitled: "An Ordinance Of The City Of San Jose Appropriating The Sum Of \$1,500 From The 1950 Sewage Treatment Bond Fund For The Payment Of Professional Services To Be Rendered By Dames & Moore, Engineers, In Connection With The Conduct Of Soil Tests Upon The Watrous Property, Proposed Sewage Treatment Plant Site", is presented by the City Attorney and upon motion of Councilman Watson, seconded by Councilman Santora, passed to print:

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

Resolution No. 10497  
Sanitation Board Of  
Directors Alternates

Resolution No. 10497 designating alternate directors to serve on various County Sanitation Districts Board of Directors, is presented by the City Attorney, and upon motion of Councilman Santora, seconded by Councilman Foley, adopted:

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

Resolution No. 10498  
Designating Through  
State Highways

Resolution No. 10498 designating and establishing through streets on State Highways lying within the City of San Jose, is presented by the City Attorney and upon motion of Councilman Foley, seconded by Councilman Watson, adopted:

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

Resolution No. 10499  
Designating Stop  
Intersections On  
State Highways

Resolution No. 10499 determining and designating stop intersections on State Highways lying within the City of San Jose and repealing Resolution No. 10098, adopted January 4, 1954, is presented by the City Attorney, and upon motion of Councilman Foley, seconded by Councilman Watson, adopted:

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

Resolution No. 10500  
Authorizing Sale Of  
City-Owned Buildings

Resolution No. 10500 finding and determining that certain city-owned residential buildings located at 994 Cinnabar Street and 998 Cinnabar Street are not needed for nor adapted to municipal purposes and that the public interest will be served by their sale at public auction; setting forth the terms and conditions for said sale and authorizing notice of said sale at public auction to be held on August 16, 1954, is presented by the City Attorney, and upon motion of Councilman Santora, seconded by Councilman Watson, adopted:

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

Resolution No. 10501  
Authorizing Sale Of  
City-Owned Buildings

Resolution No. 10501 finding and determining that certain city-owned residential buildings located at 212 Almaden Avenue, 319 Morrison Avenue, 365 Morrison Avenue and 990 Cinnabar Street, are not needed for nor adapted to municipal purposes and that the public interest will be served by their sale at public auction; setting forth the terms and conditions for said sale and authorizing notice of said sale at public auction to be held on August 16, 1954, is presented by the City Attorney, and upon motion of Councilman Watson, seconded by Councilman Santora, adopted:

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

Ordinance No. 4447  
Purchase Property  
(Schweizer)

Ordinance No. 4447, entitled: "An Ordinance Authorizing The Mayor And City Manager To Purchase For Municipal Purposes A Certain Described Parcel Of Real Property From Anna Schweizer; To Deposit In Escrow And Pay The Purchase Price Of Said Real Property And To Pay Necessary Recording, Stamp Tax, Escrow, Title Search And Such Other Fees And Expenses As Are Necessarily Incurred In Connection With Said Purchase; And Appropriating The Sum Of \$550.00 From The Special Gas Tax Fund", is presented by the City Attorney, and upon motion of Councilman Watson, seconded by Councilman Santora, passed to print:

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

7-26-54



Street and a line 15' north and parallel to the center line of Taylor Street, is read and upon motion of Councilman Watson, seconded by Councilman Santora, adopted:

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

Resolution No. 10507  
20th St.  
Jackson-Taylor Sts.  
Prel. Determination

Resolution No. 10507 preliminarily determining that public convenience and necessity require the improvement of portions of 20th Street between the center line of Jackson Street and a line 15' north and parallel to the center line of Taylor Street, without compliance with the provisions of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; describing said improvement and setting a time and place of hearing thereon, is read and upon motion of Councilman Watson, seconded by Councilman Santora, adopted:

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

Contract Bonds  
Approved

Councilman Watson proposes and moves adoption of resolution that in contract with H. H. Anderson for construction of the Rosa-Hedding Street Bridge, the bond for faithful performance be fixed at \$12,763.00, and the bond of H. H. Anderson, as principal, and the Fidelity and Casualty Company of New York, as surety, to the City of San Jose, in the amount of \$25,526.00 securing claims of materialmen and laborers, be approved, seconded by Councilman Solari and adopted:

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

Contract Bonds  
Approved

Councilman Watson proposes and moves adoption of resolution that in contract with Leo F. Piazza Paving Co. for the improvement of portions of Hillsdale Avenue all in and adjacent to El Rancho Del Rey Unit No. 1, Tract No. 1249, the bond for faithful performance be fixed in amount of \$291.50 and the bond of Leo F. Piazza Paving Co., as principal and the Hartford Accident And Indemnity Company, as surety, to the City of San Jose, in the amount of \$583.00, securing claims of materialmen and laborers, be approved, seconded by Councilman Santora, and adopted:

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

Proposed Signals

Councilman Watson proposes and moves adoption of resolution that  
the Traffic Analyst be directed to investigate and report on the feasibility  
of installing traffic signals at Market and St. John Streets and at San Pedro  
and Santa Clara Streets, seconded by Councilman Santora, and adopted:

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

Budget Hearings

Mayor Starbird announces that hearings will be held August 4, 5  
and 6, 1954 on the 1954-55 budget.

Committee Of The Whole  
Meeting

Mayor Starbird announces that the Committee of the Whole will  
meet at 7:00 o'clock P.M., August 2, 1954, City Hall, to discuss a proposed  
business license tax ordinance.

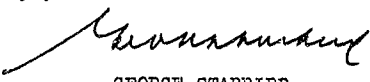
Adjourn

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

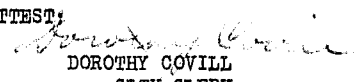
Ayes: Councilmen - Foley, Moore, Santora, Solari,  
Watson and Starbird.  
Noes: Councilmen - None.  
Absent: Councilmen - Hathaway.

Adjourn

Council now adjourns at 9:45 o'clock P.M.

  
GEORGE STARBIRD  
MAYOR

ATTEST:

  
DOROTHY COVILL  
CITY CLERK

Monday

San Jose, California

August 2, 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 - Foley, Hathaway, Moore, Santora,  
Solari, Watson and Starbird.  
Absent: Councilmen - None.

Invocation

Invocation is given by Reverend Clarence R. Sands.

Minutes

The Minutes of session of January 11, 1954, 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 January 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, 24, June 1, 7, 14, 21, 28, July 6, 12, 19 and 26, 1954, be deferred, seconded by Councilman Foley, and adopted:

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

Lease  
264 Spencer Ave.

This being the time and place fixed for lease at public auction for residential purposes at the highest monthly rental, of the city-owned house and lot located at 264 Spencer Avenue, A. P. Hamann, City Manager, invites bids. Harold Perry bids \$65.00 per month. No further bid is heard, whereupon bidding is closed. Councilman Watson proposes and moves adoption of resolution that said bid be declared the highest and best bid for the lease of said house and lot, and that said bid of Harold Perry be accepted, seconded by Councilman Hathaway, and adopted:

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

Lease  
1177 Naglee Ave.

This being the time and place fixed for lease at public auction for residential purposes at the highest monthly rental, of the city-owned house and lot located at 1177 Naglee Avenue, A. P. Hamann, City Manager invites bids. Raymond G. Callaghan, Attorney at Law, bids \$90.00 per month for Jane Needham; Mrs. Mooring bids \$95.00 per month, and bidding continues with Raymond G. Callaghan, Attorney at Law, submitting final bid

of \$100.00 per month for Jane Needham. No further bid is heard, whereupon, bidding is closed. Councilman Hathaway proposes and moves adoption of resolution that said bid of Jane Needham for \$100.00 per month be declared the highest and best bid for the lease of said house and lot, and that said bid of Jane Needham be accepted, seconded by Councilman Moore, and adopted:

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

Ordinance No. 4448  
Leasing  
264 Spencer Ave. &  
1177 Naglee Ave.

Ordinance No. 4448, entitled: "An Ordinance Of The City Of San Jose Leasing Those Certain City Owned Premises Situate At 1177 Naglee Avenue And 264 Spencer Avenue Not Needed For Nor Adapted To Municipal Purposes", is read and upon motion of Councilman Hathaway, seconded by Councilman Watson, passed to print:

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

Resolution No. 10508  
Burbank No. 4  
Determining  
Protest

This being the time and place fixed for hearing as continued from July 26, 1954, on the proposed annexation of uninhabited territory described and designated in Resolution No. 10414, adopted June 14, 1954 as Burbank No. 4, Robert E. Cassin, City Attorney presents and files affidavit of Arthur C. Nelson and Betty M. Nelson, owners of certain property situate within the boundaries of said proposed annexation area, declaring that they do not protest said proposed annexation and withdraw any purported protest signed in their behalf by Gerald A. Nelson. Dorothy Covill, City Clerk, presents and files report that protest petition of John P. Gluhlich and others, filed July 26, 1954, is not signed by owners of one-half of the value of said territory as shown on the last equalized assessment roll nor by public or private owners equal to one-half of the value of said territory. Resolution No. 10508 finding and determining that protest to the proposed annexation to the City of certain uninhabited territory designated "Burbank No. 4" 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 determined by the Council, is presented by the City Attorney and upon motion

of Councilman Hathaway, seconded by Councilman Solari, adopted:

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

Burbank No. 4  
Annexation  
Hearing Closed

Public hearing on the proposed annexation of uninhabited territory described and designated in Resolution No. 10414, adopted June 14, 1954, as Burbank No. 4, continues. Robert E. Cassin, City Attorney, presents and files affidavit of Alice G. Wade of the publication in the San Jose News on June 25 and July 2, 1954 of Resolution No. 10414; affidavit of John S. Baggerly of the publication in the Los Gatos Daily Times on June 25 and July 2, 1954, of Resolution No. 10414; and affidavit of Dorothy Covill, City Clerk, showing the names and addresses of owners of property to whom notices were mailed regarding the proposed annexation and date and time of hearing thereon. Councilman Hathaway proposes and moves adoption of resolution that said public hearing be closed, seconded by Councilman Watson, and adopted:

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

Ordinance No. 4449  
Annexing  
Burbank No. 4

Ordinance No. 4449, entitled: "An Ordinance Of The City Of San Jose Approving The Annexation To The City Of San Jose Of Certain Uninhabited Territory Designated As 'Burbank No. 4' And Herein Described, And Herein Annexing Said Territory To Said City Of San Jose", is presented by the City Attorney and upon motion of Councilman Hathaway, seconded by Councilman Watson, passed to print:

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

Proposed Rezoning  
NE Side N. 4th St.

This being the time and place fixed for public hearing for the purpose of considering and discussing the proposal, pursuant to Section 9112.1(c) of the San Jose Municipal Code, for the rezoning from R-2 and R-3 Residence Districts to M-1 Manufacturing District, all or a part of the real property along the NE. side of N. 4th Street from the westerly prolongation of the terminus of N. 5th Street to a point 1179.75' northerly, City Clerk reports that no written protest to said proposed rezoning has

been filed. No person is present desirous of being heard. Councilman Hathaway proposes and moves adoption of resolution that said hearing be closed, seconded by Councilman Solari, and adopted:

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

Proposed Rezoning  
NE Side N. 4th St.

M. H. Antonacci, Director of Planning, reports on the reasons set forth in the report and recommendation of the City Planning Commission presented July 12, 1954, why said real property along the NE. side of N. 4th Street, from the westerly prolongation of the terminus of N. 5th Street to a point 1179.75' northerly, should not be rezoned from R-2 and R-3 Residence Districts to M-1 Manufacturing District, and general discussion is had. Councilman Santora proposes and moves adoption of resolution that consideration of said proposed rezoning be deferred to August 9, 1954, seconded by Councilman Moore, and adopted:

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

Jansen Ave.  
Bird-Curtis Aves.  
Hearing

This being the time and place fixed by Resolution No. 10480 adopted July 12, 1954, when and where any person may appear and show cause, if any they have, why portions of Jansen Avenue between the W. line of Curtis Avenue and the W. line of Bird Avenue, should not be improved without further compliance with the "Special Assessment Investigation, Limitation and Majority Protest Act of 1931", City Clerk advises that no written protest to said improvement has been filed. No person is present desirous of being heard. Councilman Hathaway proposes and moves adoption of resolution that said hearing be continued to 8:00 o'clock P.M., August 9, 1954, Council Chambers, City Hall, seconded by Councilman Foley and adopted:

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

16th St.  
Vestal-Mission Sts.  
Hearing

This being the time and place fixed by Resolution No. 10478, adopted July 12, 1954, when and where any person may appear and show cause, if any they have, why portions of 16th Street between Mission Street and Vestal Avenue to a width of 50', should not be improved without further

compliance with the "Special Assessment Investigation, Limitation and Majority Protest Act of 1931", City Clerk advises that no written protest to said improvement has been filed. No person is present desirous of being heard. Councilman Watson proposes and moves adoption of resolution that said hearing be continued to 8:00 o'clock P.M., August 9, 1954, Council Chambers, City Hall, seconded by Councilman Santora, and adopted:

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

Eastwood & Perry Cts.  
Hearing

This being the time and place fixed by Resolution No. 10472, adopted July 12, 1954, when and where any and all persons having any objections to the proposed improvement of portions of Eastwood Court between a point 154.38' south of the S. line of Perry Court measured along the westerly line thereon and its northerly termination, also portions of Perry Court between the W. line of Eastwood Court to the center line of 33rd Street, in accordance with said Resolution No. 10472, may appear and be heard, the City Clerk reports that no written protest to said work and improvement has been filed. No person is present desirous of being heard. Councilman Hathaway proposes and moves adoption of resolution that said hearing be closed, seconded by Councilman Watson, and adopted:

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

Resolution No. 10509  
Eastwood & Perry Cts.  
Ordering Work

Resolution No. 10509 ordering the improvement of portions of Eastwood Court between a point 154.38' south of the S. line of Perry Court measured along the westerly line thereon and its northerly termination, also portions of Perry Court between the W. line of Eastwood Court to the center line of 33rd Street, is presented, and upon motion of Councilman Hathaway, seconded by Councilman Solari, adopted:

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

Annexation  
S.W.G. No. 22  
Resolution No. 10510

Petition of San Jose Unified School District by Chase Stevens, Business Manager, requesting that pursuant to the provisions of the Annexation of Uninhabited Territory Act of 1939 of the State of California,

certain uninhabited territory described therein be annexed to the City of San Jose; communication from Pearce Davies stating that all of the property within said territory is owned by the San Jose Unified School District, that said property is not listed upon the equalized assessment roll and that the County Assessor has given a nominal assessed valuation of \$10 per acre; and communication from Michael H. Antonacci, Director of Planning, by Pearce Davies, setting forth the number of registered voters in the area, acreage held by petitioners, assessed valuation, assessed valuation held by petitioners and the school district in said proposed annexation, are presented. Robert E. Cassin, City Attorney, presents and files certificate of H. J. Flannery, City Engineer, that the attached map truly shows the boundaries of the territory described in said petition, that said territory is contiguous to the City of San Jose, that said territory contains 10 acres of land, more or less, and that said map correctly shows all other matters therein shown; and affidavit of Pearce Davies, Associate Planner, dated July 30, 1954, stating that he examined the records of the County Registrar of Voters of Santa Clara County and determined that less than 12 registered voters reside within said territory proposed to be annexed. Resolution No. 10510 giving notice of proposed annexation to the City of San Jose of that certain uninhabited territory designated "South Willow Glen No. 22" and giving notice of the time and place of hearing protests thereto, is presented by the City Attorney and upon motion of Councilman Hathaway, seconded by Councilman Solari, adopted:

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

Annexation  
Maypark No. 5  
Resolution No. 10511

Petition of Mike Buccellati and others, requesting that pursuant to the provisions of the Annexation of Uninhabited Territory Act of 1939 of the State of California, certain uninhabited territory described therein be annexed to the City of San Jose; report of the County Boundary Commission advising that on July 26, 1954 it approved the definiteness and certainty of the boundaries of said proposed annexation to the City; certificate of H. J. Flannery, City Engineer, that the attached map truly shows the boundaries of the territory described in said petition, that said territory is contiguous to the City of San Jose, that said territory

contains 11.129 acres of land, and that said map correctly shows all other matters therein shown; affidavits of Pearce Davies, Associate Planner, stating that the parcels of property described in list attached thereto are all of the parcels of real property within said territory proposed to be annexed and that said list truly states the assessment numbers, owners, descriptions and values of all parcels of real property within said territory as shown on the last equalized assessment roll, and that he examined the records of the County Registrar of Voters of Santa Clara County and determined that less than 12 registered voters reside within said territory proposed to be annexed, are presented by the City Attorney. Resolution No. 10511 giving notice of proposed annexation to the City of San Jose of that certain uninhabited territory designated "Maypark No. 5" and giving notice of the time and place of hearing protests thereto, is presented by the City Attorney and upon motion of Councilman Watson, seconded by Councilman Hathaway, adopted:

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

Portion Of  
State Highway  
Route 69

Notification from the California Highway Commission of the relinquishment of portion of state highway lying W. of Route 69 and N. of Gish Road, to the City of San Jose, is presented. Councilman Watson proposes and moves adoption of resolution that said notification be referred to the City Attorney for necessary action, if any, seconded by Councilman Santora, and adopted:

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

Junk Dealer  
(Ericson, Roy)

Application of Roy Ericson for a permit to buy and sell junk as defined in Section 6707.18 of the San Jose Municipal Code, at 666 Stockton Avenue, heretofore referred to and approved by the Chief of Police, is presented. Councilman Moore proposes and moves adoption of resolution that said application be referred to the Director of Planning for report on zoning use at said address, seconded by Councilman Hathaway and adopted:

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

Parade Permit

Application of the Comision Honorifica Mexicana for a permit to conduct a parade at 1:00 o'clock P.M., September 12, 1954, heretofore referred to and approved by the Chief of Police, is presented. Councilman Hathaway proposes and moves adoption of resolution that said permit be granted, seconded by Councilman Santora, and adopted:

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

Parade Permit

Application of the Willow Glen Lions Club for a permit to conduct a parade at 7:30 o'clock P.M., October 30, 1954, heretofore referred to and approved by the Chief of Police, is presented. Councilman Watson proposes and moves adoption of resolution that said permit be granted, seconded by Councilman Moore, and adopted:

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

Claim  
(Coxhead, Kathleen N.)

Claim of Kathleen N. Coxhead in amount of \$300.00 for alleged injuries received on June 20, 1954 in front of the Hotel De Anza, is presented. Councilman Hathaway proposes and moves adoption of resolution that said claim be referred to the City Attorney for consideration, seconded by Councilman Moore, and adopted:

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

Lease  
Wash Rack  
Municipal Airport

This being the time and place fixed for lease at public auction, of certain city-owned land at the San Jose Municipal Airport for the construction, operation and maintenance of facilities for the cleaning and washing of transit cement-mix trucks, as described in form of lease entitled: "Lease Of Airport Property for Wash Stand Purposes", dated July 6, 1954, A. P. Hamann, City Manager invites bids. Carmen P. Albanese bids \$50.00 per month for Central Concrete Supply Co. Inc. No further bid is heard, whereupon bidding is closed. Councilman Watson proposes and moves adoption of resolution that said bid be declared the highest and best bid

for the lease of said property and that said bid be accepted, seconded by Councilman Hathaway and adopted:

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

Ordinance No. 4450  
Wash Hack Lease  
Municipal Airport

Ordinance No. 4450, entitled: "An Ordinance Leasing A Portion Of That Certain City Owned Airport Property Described In That Certain Form Of Lease Entitled 'Lease Of Airport Property For Wash Stand Purposes', A Copy Of Which Is On File In The Office Of The City Clerk Of The City Of San Jose", is read and upon motion of Councilman Watson, seconded by Councilman Hathaway, passed to print:

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

Proposed Route 5  
Intersections

Allen Smith presents and files petition of John W. Keenan, and other residents of the Kaiser-Bascom area, requesting that the Council agree with the proposal of the State Highway Department for construction of a "clover-leaf" at Bascom Avenue and proposed Route 5. J. J. Reiter and David Adams, Attorney at Law, also appear in favor of said request. Mayor Starbird presents and files petition of Budd Smith, and others, requesting that the State Highway Department be requested to modify its plan for a "clover-leaf" at Bascom Avenue and proposed Route 5, and general discussion is had with Albert J. Ruffo, Attorney at Law, and others participating. A. P. Hamann, City Manager, advises that a meeting is to be held on August 6, 1954 with State Highway Engineers. Councilman Watson proposes and moves adoption of resolution that said request of Budd Smith and others, be referred to the City Manager, the City Engineer and the City Planning Commission for consideration with State Highway Engineers and report on the treatment of intersections of proposed Route 5 and streets within the City, seconded by Councilman Moore, and adopted:

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

Proposed Lease Of  
Property For Community  
Theatre, Etc.

Joe Juliano appears on behalf of the San Jose Theatre Guild renewing request of July 19, 1954, that consideration be given to leasing

city-owned land, on which to construct a proposed community theatre and art building, and suggests a portion of Columbus Park. General discussion is had with the City Attorney and the City Manager. Councilman Solari proposes and moves adoption of resolution that in addition, as referred on July 19, 1954 to the City Planning Commission and the City Manager, said request also be referred to the City Attorney, for consideration and report, seconded by Councilman Watson, and adopted:

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

**Complaint  
Western Rolling Mills**

Mayor Starbird presents and files complaint of Manuel J. Ybarra and Otto F. Kanitz, dated July 28, 1954, to the operations of the Western Rolling Mills at 341 N. Montgomery Street, and recommends, and Councilman Moore proposes and moves adoption of resolution that said complaint be referred to the City Attorney for investigation and report, seconded by Councilman Watson, and adopted:

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

**Extend Bus Service  
SWG No. 10 Area**

Mayor Starbird presents and files petition of John J. Bentley, and others, requesting extension of bus service by San Jose City Lines, Inc. into area annexed as South Willow Glen No. 10. Councilman Santora proposes and moves adoption of resolution that said request be referred to the City Manager for investigation and report, seconded by Councilman Moore, and adopted:

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

**Street Lights  
Pomona-McClellan Aves.**

Mayor Starbird presents and files request of Joseph R. Cimino, President of the Four Cee's Food Co. Inc., that street lights be installed on Pomona Avenue and McClellan Avenue, and recommends and Councilman Hathaway proposes and moves adoption of resolution that said request be referred to the City Engineer for consideration and report, seconded by Councilman Solari, and adopted:

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

Ordinance No. 4438  
Salary Increases

Ordinance No. 4438, entitled: "An Ordinance Amending Sections 5.4, 5.7, 5.8, 5.9, 5.13 And 5.14 Of Ordinance No. 4370, Entitled: 'An Ordinance Of The City Of San Jose Fixing And Defining The Salary Ranges For Classes, Offices And Positions Of Employment In The City Government In The City Of San Jose Effective On And After May 1, 1954, And Repealing Ordinance No. 4096 And All Other Ordinances And Parts Of Ordinances Not Adopted By Vote Of The People In Conflict Herewith', Adopted April 26, 1954", passed to print July 19, 1954, is given final reading and upon motion of Councilman Santora, seconded by Councilman Hathaway, adopted:

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

Ordinance No. 4439  
Sidewalk Revolving Fund  
Appropriation

Ordinance No. 4439, entitled: "An Ordinance Amending Part 6 Of Chapter 7 Of Article II Of The San Jose Municipal Code Concerning The Special Assessment Revolving Fund; And Appropriating The Sum Of \$5,000.00 From The Unappropriated Surplus Of The General Fund To The Special Assessment Revolving Fund For The Purpose Of Causing Sidewalk Repairs To Be Made Under The Provisions Of Chapter 22 Of The Streets And Highways Code Of The State Of California", passed to print July 26, 1954, is given final reading and upon motion of Councilman Watson, seconded by Councilman Foley, adopted:

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

Ordinance No. 4441  
Purchase Property  
San Carlos St. Widening  
(Paradiso)

Ordinance No. 4441, entitled: "An Ordinance Authorizing The Mayor And City Manager To Purchase For The Widening Of San Carlos Street And Such Other Municipal Purposes As The City Council May Direct, A Certain Described Parcel Of Real Property From Elge Paradiso And Juliette Paradiso, His Wife; To Deposit In Escrow And Pay The Purchase Price Of Said Real Property And To Pay Necessary Recording, Stamp Tax, Escrow, Title Search And Such Other Fees And Expenses As Are Necessarily Incurred In Connection With Said Purchase; And Appropriating The Sum Of \$2,679.25 From The Special Gas Tax Fund", passed to print July 26, 1954, is given final reading and upon motion of Councilman Watson, seconded by Councilman Moore, adopted:

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

Ordinance No. 4442  
Purchase Property  
San Carlos St. Widening  
(Ellis)

Ordinance No. 4442, entitled: "An Ordinance Authorizing The  
Mayor And City Manager To Purchase For The Widening Of San Carlos

Street And Such Other Municipal Purposes As The City Council May Direct, A  
Certain Described Parcel Of Real Property From Clarence J. Ellis And Edna  
T. Ellis, His Wife; To Deposit In Escrow And Pay The Purchase Price Of  
Said Real Property And To Pay Necessary Recording, Stamp Tax, Escrow,  
Title Search And Such Other Fees And Expenses As Are Necessarily Incurred  
In Connection With Said Purchase; And Appropriating The Sum Of \$2,422.00  
From The Special Gas Tax Fund", passed to print July 26, 1954, is given  
final reading and upon motion of Councilman Watson, seconded by Councilman  
Santora, adopted:

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

Ordinance No. 4443  
Curb Markings For  
Parking Regulations

Ordinance No. 4443, entitled: "An Ordinance Of The City Of San  
Jose Amending Section 3311.5 Of The San Jose Municipal Code Relating To  
Curb Markings To Indicate No Stopping Or Parking Regulations", passed to  
print July 26, 1954, is given final reading and upon motion of Councilman  
Watson, seconded by Councilman Santora, adopted:

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

Ordinance No. 4444  
Directing Traffic  
At Scene Of Fire

Ordinance No. 4444, entitled: "An Ordinance Amending Article  
IX, (Zoning) Chapter I Of The San Jose Municipal Code, By Adding Thereto  
A New Section To Be Designated 9102.24z16", passed to print July 26, 1954,  
is given final reading. Councilman Watson proposes and moves adoption of  
resolution that consideration of final adoption of said Ordinance No. 4444  
be deferred to August 16, 1954, seconded by Councilman Santora, and adop-  
ted:

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

Ordinance No. 4445  
Obedience To Traffic  
Control Devices

Ordinance No. 4445, entitled: "An Ordinance Of The City Of San Jose Repealing Section 3304.5 Of The San Jose Municipal Code Relating To Obedience To Official Traffic Control Devices", passed to print July 26, 1954, is given final reading and upon motion of Councilman Watson, seconded by Councilman Santora, adopted:

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

Ordinance No. 4446  
Appropriation

Ordinance No. 4446, entitled: "An Ordinance Of The City Of San Jose Appropriating The Sum Of \$1,500 From The 1950 Sewage Treatment Bond Fund For The Payment Of Professional Services To Be Rendered By Dames & Moore, Engineers, In Connection With The Conduct Of Soil Tests Upon The Watrous Property, Proposed Sewage Treatment Plant Site", passed to print July 26, 1954, is given final reading and upon motion of Councilman Watson, seconded by Councilman Solari, adopted:

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

Ordinance No. 4447  
Purchase Property  
(Schweizer)

Ordinance No. 4447, entitled: "An Ordinance Authorizing The Mayor And City Manager To Purchase For Municipal Purposes A Certain Described Parcel Of Real Property From Anna Schweizer; To Deposit In Escrow And Pay The Purchase Price Of Said Real Property And To Pay Necessary Recording, Stamp Tax, Escrow, Title Search And Such Other Fees And Expenses As Are Necessarily Incurred In Connection With Said Purchase; And Appropriating The Sum Of \$550.00 From The Special Gas Tax Fund", passed to print July 26, 1954, is given final reading and upon motion of Councilman Santora, seconded by Councilman Solari, adopted:

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

Purchase Property  
SW 3rd & Martha Sts.  
Fire House

Robert E. Cassin, City Attorney, requests and Councilman Watson proposes and moves adoption of resolution that the City Attorney be granted one week to prepare and submit proposed ordinance for the purchase of property at the SW corner of 3rd and Martha Streets for \$28,000 to be used for site for Fire House, seconded by Councilman Moore, and adopted:

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

9th St. & Mission St.  
Proposed Closing

Recommendation of the City Planning Commission, concurred in and signed by the City Engineer, dated July 26, 1954, that North Ninth Street between the northerly line of E. Taylor Street and the southeasterly line of the Southern Pacific Railroad Company right-of-way, and Mission Street between the westerly line of N. Tenth Street and the Southern Pacific Railroad Company right-of-way are not necessary for use as public thoroughfares and that said streets be closed subject to the following expressed conditions: 1) that the City of San Jose designate and retain easements in said streets for the purpose of servicing all public utilities therein and that these easements be accessible at all times; 2) that the streets proposed to be closed be at all times accessible to police, fire and all other types of emergency vehicles; 3) that said portions of N. Ninth Street and Mission Street may not be used at any time for the construction thereon of any type of building or structure, is presented. Report of Ferdinand P. Palla, Assistant City Attorney, dated July 15, 1954, on the petition of Tri-Valley Packing Association for closing of portions of 9th Street and Mission Streets, is presented and filed by the City Attorney. Councilman Santora proposes and moves adoption of resolution that said recommendation of the City Planning Commission and City Engineer and the report of the City Attorney be referred to the Committee of the Whole for consideration and report, seconded by Councilman Hathaway and adopted:

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

Committee Of The Whole  
Meeting

Mayor Starbird announces that there will be a meeting of the Committee of the Whole at 4:00 o'clock P.M., August 9, 1954, Hotel Sainte Claire.

Payment Due

Certificate of H. J. Flannery, City Engineer, approved by the City Manager that there is due and payable to A. J. Raisch Paving Company on contract for resurfacing of tennis courts at Ryland Park, a final payment of \$332.00, is presented. Councilman Hathaway proposes and moves

adoption of resolution that said payment be authorized, seconded by Councilman Santora, and adopted:

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

Repair Heating System  
Municipal Auditorium

A. P. Hamann, City Manager, recommends and Councilman Watson proposes and moves adoption of resolution that the City Manager be authorized to invite bids for repairing the Heating System at the Municipal Auditorium, seconded by Councilman Solari, and adopted:

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

Ordinance No. 4451  
Purchase Parcel  
Kelley Property

Ordinance No. 4451, entitled: "An Ordinance Of The City Of San Jose Finding And Determining That Certain Described Real Property Is Needed By The City Of San Jose For Municipal Purposes; Authorizing And Directing The City Manager And City Engineer To Purchase Said Real Property On Behalf Of The City Of San Jose From Ernest H. Renzel, Jr., And Emily Renzel, Husband And Wife, And Alden B. Campen; Appropriating The Sum Of \$17,200.00 From The Unappropriated Surplus Of The Public Improvement Fund; And Authorizing The City Manager And City Engineer To Expend The Above Mentioned Sum For The Acquisition Of Said Real Property", is presented by the City Attorney and upon motion of Councilman Hathaway, seconded by Councilman Watson, passed to print:

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

Ordinance No. 4452  
Rent & Lease Balance  
Kelley Property

Ordinance No. 4452, entitled: "An Ordinance Appropriating The Sum Of \$3,400.00 From The Unappropriated Surplus Of The Public Improvement Fund For The Payment To Ernest H. Renzel, Jr., And Emily Renzel, Husband And Wife, And Alden B. Campen Of Money Payable To Them On September 20, 1954, Pursuant To Lease And Option Dated January 8, 1952, And Authorized By Resolution No. 9371, Adopted January 7, 1952; And Authorizing And Directing The City Manager And City Engineer To Pay To Said Persons Said Sum In Accordance With And Subject To The Terms Of The Above Mentioned Lease And Option Dated January 8, 1952", is presented by the City Attorney

and upon motion of Councilman Hathaway, seconded by Councilman Watson,  
passed to print:

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

Resolution No. 10512  
Monterey Park No. 1  
Withdraw From  
Lighting District

Resolution No. 10512 withdrawing certain annexed territory  
designated Monterey Park No. 1 from the Cottage Grove Lighting District  
in the County of Santa Clara, is presented by the City Attorney, and upon  
motion of Councilman Hathaway, seconded by Councilman Solari, adopted:

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

Resolution No. 10513  
Condemn Property  
Off-St. Parking  
(Oliver)

Resolution No. 10513 finding and determining that the public  
convenience and necessity require the acquisition for off-street parking  
purposes, certain real property from Hural Frank Oliver and Theresa M.  
Oliver, his wife; and authorizing and directing an action to be brought  
by the City Attorney for the condemnation of said property, is presented  
by the City Attorney, and upon motion of Councilman Watson, seconded by  
Councilman Hathaway, adopted:

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

Resolution No. 10514  
Condemn Property  
Off-Street Parking  
(Melvin)

Resolution No. 10514 finding and determining that the public  
convenience and necessity require the acquisition for off-street parking  
purposes certain real property from Howell D. Melvin and Ruby B. Melvin,  
his wife; and authorizing and directing an action to be brought by the  
City Attorney for the condemnation of said property, is presented by the  
City Attorney, and upon motion of Councilman Watson, seconded by Councilman  
Hathaway, adopted:

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

Resolution No. 10515  
Condemn Property  
Off-Street Parking  
(Quong)

Resolution No. 10515 finding and determining that the public con-  
venience and necessity require the acquisition for off-street parking pur-  
poses certain real property from Lee Quong and Hom Boy Quong, his wife;

and authorizing and directing an action to be brought by the City Attorney for the condemnation of said property, is presented by the City Attorney, and upon motion of Councilman Watson, seconded by Councilman Moore, adopted:

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

Resolution No. 10516  
Maypark No. 3  
Withdrawing From  
Lighting District

Resolution No. 10515 withdrawing certain annexed territory designated Maypark No. 3 from the Maypark Lighting District in the County of Santa Clara, is presented by the City Attorney and upon motion of Councilman Hathaway, seconded by Councilman Solari, adopted:

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

Ordinance No. 4453  
Purchase Property  
(Gianni)

Ordinance No. 4453, entitled: "Ordinance Of The City Of San Jose Authorizing The Purchase And Acceptance By Said City Of Certain Real Property Subject To Certain Encumbrances", is presented by the City Attorney and upon motion of Councilman Watson, seconded by Councilman Solari, passed to print:

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

Moreland No. 1  
Inhabited Annexation  
Certificate  
Resolution No. 10517

Certificate of the City Clerk that the petition requesting the annexation of certain inhabited territory designated Moreland No. 1, filed July 23, 1954 has been signed by not less than one-fourth of the qualified electors residing within the territory described in said petition, is presented by the City Clerk. Resolution No. 10517 declaring intention to call a special election to be held on October 7, 1954 in territory designated as "Moreland No. 1"; giving notice of the day, hour and place any person owning real property within said territory may appear and show cause why it should not be annexed to said City; and directing the City Clerk to cause publication of this resolution in accordance with law, is presented by the City Attorney and upon motion of Councilman Watson, seconded by Councilman Solari, adopted:

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

Relocation Of Service  
Station At Alma Ave.  
& Almaden Ave.

A. P. Hamann, City Manager, reports on negotiations with the Union Oil Company for cost of relocating the service station at the SW. corner of Almaden Avenue and Alma Avenue, in order to acquire necessary land which will be needed for ultimate installation of one-way traffic on Almaden Avenue and on Vine Street, and recommends and Councilman Hathaway proposes and moves adoption of resolution that the City Manager be directed to further negotiate with said Union Oil Company, seconded by Councilman Foley, and adopted:

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

Location Of Proposed  
Health Center

A. P. Hamann, City Manager, presents and files notification of approval by the Advisory Hospital Council, State Department of Public Health, of allocation of funds for construction of a City Health Center, and recommends and Councilman Hathaway proposes and moves adoption of resolution that the location of proposed City Health Center be referred to the City Planning Commission for report and recommendation pursuant to Section 94 of the Charter, seconded by Councilman Watson, and adopted:

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

Proposed Ordinance  
Appropriation For  
Fire Hydrants &  
Reducers

A. P. Hamann, City Manager, recommends and Councilman Watson proposes and moves adoption of resolution that the City Attorney be directed to prepare and submit a proposed ordinance appropriating \$11,200 for the purchase of 90 Fire Hydrants and 24 Reducers, seconded by Councilman Hathaway, and adopted:

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

Resolution No. 10518  
Drake St.  
Preliminary  
Determination

Resolution No. 10518 preliminarily determining that public convenience and necessity require the improvement of portions of Drake Street between the S. line of Home Street and the N. line of Fuller Avenue, without compliance with the provisions of the Special Assessment Investigation,

Limitation and Majority Protest Act of 1931; describing said improvement and setting a time and place of hearing thereon, is read and upon motion of Councilman Watson, seconded by Councilman Foley, adopted:

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

Resolution No. 10519  
Fine Ave.  
Ordering Plans

Resolution No. 10519 directing the preparation of plans and specifications and a map showing proposed boundaries of district to be assessed for improvement of portions of Fine Avenue between the west property line of Lincoln Avenue and the Westerly City Limit line of the City of San Jose at Cottle Avenue, is read and upon motion of Councilman Watson, seconded by Councilman Santora, adopted:

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

Resolution No. 10520  
5th-6th-Younger Aves.  
Adopting Plans

Resolution No. 10520 adopting plans and specifications for the improvement of portions of 5th Street and 6th Street between the N. line of Rosa Street and their northerly termination thereon, also portions of Younger Avenue between the center line of 4th Street and a point 137.87' east of the E. line of 6th Street, is read and upon motion of Councilman Foley, seconded by Councilman Moore, adopted:

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

Resolution No. 10521  
5th-6th-Younger Aves.  
Preliminary  
Determination

Resolution No. 10521 preliminarily determining that public convenience and necessity require the improvement of portions of 5th Street and 6th Street between the N. line of Rosa Street and their northerly termination thereon, also portions of Younger Avenue between the center line of 4th Street and a point 137.87' E. of the E. line of 6th Street, without compliance with the provisions of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; describing said improvement and setting a time and place of hearing thereon, is read and upon motion of Councilman Hathaway, seconded by Councilman Moore, adopted:

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

Resolution No. 10522  
Lincoln Ct.  
Preliminary  
Determination

Resolution No. 10522 preliminarily determining that public convenience and necessity require the improvement of portions of Lincoln Court between the W. line of Lincoln Avenue and the E. line of Radio Avenue, without compliance with the provisions of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; describing said improvement and setting a time and place of hearing thereon, is read and upon motion of Councilman Hathaway, seconded by Councilman Foley, adopted:

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

Revenues & Expenditures  
F. Y. 1954-55  
Resolution No. 10523

A. P. Hamann, City Manager, presents and files estimate of revenues and expenditures for the ensuing fiscal year, September 1, 1954 to August 31, 1955, pursuant to Section 63 of the Charter. Resolution No. 10523 tentatively adopting the budget for the fiscal year beginning September 1, 1954, and ending August 31, 1955; directing the City Manager to print an abstract of the same for general distribution, and fixing 8:00 o'clock P.M., Monday August 16, 1954, Council Chambers, City Hall as time and place for public hearing on said budget, is presented and upon motion of Councilman Watson, seconded by Councilman Hathaway, adopted:

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

Alcoholic Beverage  
Control Act

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

Contract Bonds

Councilman Watson proposes and moves adoption of resolution that in contract with Leo F. Piazza Paving Co. for resurfacing First Street, Fourth Street, Seventeenth Street, Thirteenth Street, Stockton Avenue, Major City Street Project 151, the bond for faithful performance be fixed at \$9150.00, and the bond of Leo F. Piazza Paving Co., as principal, and the Hartford Accident and Indemnity Company, as surety, to the City of San Jose, in the amount of \$18,300.00 securing claims of materialmen and

laborers, be approved, seconded by Councilman Hathaway, and adopted:

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

Recess

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

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

Recess

Council now recesses at 10:15 o'clock P.M.

Reconvene

Council now reconvenes at 10:38 o'clock P.M., and the Clerk calls the roll:

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

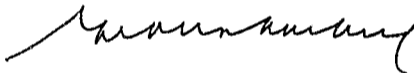
Adjourn

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

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

Adjourn

Council now adjourns at 10:38 o'clock P.M.



GEORGE STARBIRD  
MAYOR

ATTEST:

*Dorothy Coyill*  
DOROTHY COYILL  
CITY CLERK

Friday

San Jose, California

August 6, 1954

The Council of the City of San Jose convenes this day in special session at 4:00 o'clock P.M., Council Chambers, City Hall, in accordance with the provisions of Section 49 of the Charter and pursuant to the call of the Mayor, and on six hours written notice to all of the members of the City Council, evidenced by Notice of Special Meeting and Consent To Holding Of Council Meeting and Acknowledgment of Receipt of Notice of such Hearing, heretofore filed with the City Clerk, reading as follows and bearing the signatures of the members of the City Council:

"San Jose, California

August 5, 1954

"A special meeting of the City Council will be held at 4:00 o'clock P.M., August 6, 1954 in the Council Chambers of the City Hall, City of San Jose, California pursuant to and in accordance with Section 49 of the Charter of the City of San Jose. This call for a special Council meeting is for the purpose of considering, discussing and/or acting upon the application of Charles Kelley, dated August 5, 1954 for permission to move the house situated at 726 South 6th Street to a lot known as 'lot between Railroad track and 1620 Pomona, San Jose, Calif.' This house to be used for residential purpose in M-4 Manufacturing District which requires Council approval pursuant to Section 9103.9 of the San Jose Municipal Code, after a public hearing and report from the City Planning Commission.

"(Signed) George Starbird  
Mayor

-----  
"Receipt of written notice of special Council meeting to be held at 4:00 o'clock P.M., August 6, 1954, in the Council Chambers, City Hall, San Jose, California, is hereby acknowledged.

"(signed) GEORGE STARBIRD  
(signed) FRED WATSON  
(signed) JOE SANTORA  
(signed) PAUL MOORE  
(signed) WILLIAM J. FOLEY  
(signed) LOUIS S. SOLARI  
(signed) PARKER L. HATHAWAY"

Roll Call

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

Minutes

Councilman Hathaway proposes and moves adoption of resolution that consideration of the Minutes of sessions of January 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, 24, June 1, 7, 14, 21, 28, July 6, 12, 19, 26 and August 2, 1954 be deferred, seconded by Councilman Watson, and adopted:

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

House Moving  
Set Hearing

Application of Charles Kelly, House Mover, for permission to move the house now situated at 726 S. 6th Street to a new location known as the lot between Railroad track and 1620 Pomona Avenue, said house to be used for residential purposes in the M-4 Manufacturing District (Heavy Industrial) zone, is presented. Councilman Moore proposes and moves adoption of resolution that pursuant to Section 9103.9 of the San Jose Municipal Code, 8:00 o'clock P.M., August 9, 1954, Council Chambers, City Hall, be fixed as time and place of hearing on said application and that the City Planning Commission be directed to consider and report at said hearing on said proposed house moving, seconded by Councilman Solari, and adopted:

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

Adjourn

Councilman Watson proposes and moves adoption of resolution that the Council adjourn to meet again at 8:00 o'clock P.M. August 9, 1954, seconded by Councilman Santora, and adopted:

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

Adjourn

Council now adjourns at 4:06 o'clock P.M.

ATTEST *Dorothy Covill*  
DOROTHY COVILL  
CITY CLERK

*George Starbird*  
GEORGE STARBIRD  
MAYOR

Monday

San Jose, California

August 9, 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 - Foley, Hathaway, Moore, Santora,  
Solari, Watson and Starbird.

Absent: Councilmen - None.

Invocation

Invocation is given by Reverend Clarence R. Sands.

Minutes

Councilman Watson proposes and moves adoption of resolution that consideration of the Minutes of sessions of January 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, 24, June 1, 7, 14, 21, 28, July 6, 12, 19, 26, August 2 and 6, 1954 be deferred, seconded by Councilman Santora, and adopted:

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

Noes: Councilmen - None.

Absent: Councilmen - None.

Bids  
Delmas Ave. & 10th St.  
MGS Project 151

Clerk reports receipt of two sealed proposals or bids for the resurfacing of Delmas Avenue from Santa Clara Street to William Street and Tenth Street from Santa Clara Street to Reed Street, Major City Street Project 151. Councilman Watson proposes and moves adoption of resolution that said proposals or bids be opened, seconded by Councilman Santora and adopted:

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

Noes: Councilmen - None.

Absent: Councilmen - None.

Bids

Clerk now opens said sealed proposals or bids.

Items	Bidders	
	Leo F. Piazza Paving Co. Price	A. J. Raisch Paving Company Price
	\$ Cts.	\$ Cts.
2,600 tons Type "B" Asphalt Concrete Surface Course in place, per ton	3.80	4.14
27 tons Type "C" Asphalt Concrete Surface Course in place, per ton	20.00	20.00
28 tons Asphalt Emulsion in place, per ton	32.00	30.00
45 each Manholes Reset to Grade, each	50.00	20.00
4 each Monument Boxes Reset to Grade or set, each	50.00	15.00
GRAND TOTAL	\$ 13,766.00	\$13,104.00

Guarantee: Leo F. Piazza Paving Co. - bid bond of Hartford Accident and Indemnity Company in amount of 10% of bid; A. J. Raich Paving Company - bid bond of Pacific Indemnity Company in amount of 10% of bid.

Bids  
Delmas Ave. & 10th St.  
MGS Project 151

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

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

Off-Street Parking  
Requirements  
C Commercial Dist.

This being the time and place, as continued from July 26, 1954, for the purpose of considering and discussing the proposal for the amendment of Section 9103.4a of the San Jose Municipal Code, to require an additional amount of off-street parking space for automobiles in the C Commercial District (Professional-Office). Bruce Allen advises that property owners between 12th and 17th Streets near Santa Clara Street, are concerned over the effect said proposed amendment may have on their properties. Robert Free appears against said proposed amendment. General discussion is had. Councilman Santora proposes and moves adoption of resolution that said hearing be continued to 8:00 o'clock P.M., August 23, 1954, and that the Traffic Analyst be requested to report on the use of parking meters within the area between 12th and 17th Streets, seconded by Councilman Moore, and adopted:

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

Proposed Rezoning  
12th St. Et Al

This being the time and place fixed on July 12, 1954 for public hearing, pursuant to Section 9112.1(b) of the San Jose Municipal Code, for the purpose of considering and discussing the proposed rezoning of certain real property located on the W. side of 12th Street, the E. and W. sides of 13th, 14th, 15th, 16th and 17th Streets between Santa Clara Street and San Fernando Street, from R-2 Residence District to C Commercial District (Professional-Office), Clerk reports that no protest to said proposed rezoning has been filed. Bruce Allen appears in favor of said rezoning but objects to the proposed amendment to the off-street parking regulations in the C Commercial (Professional-Office) District. Councilman Santora proposes and moves adoption of resolution that said hearing be continued to 8:00 o'clock P.M. August 23, 1954, seconded by Councilman Watson, and adopted:

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

Jansen Ave.  
Hearing

This being the time and place fixed by Resolution No. 10480, adopted July 12, 1954, and as continued from August 2, 1954, when and where any person may appear and show cause, if any they have, why portions of Jansen Avenue between the W. line of Curtis Avenue and the W. line of Bird Avenue, should not be improved without further compliance with the "Special Assessment Investigation, Limitation and Majority Protest Act of 1931", Clerk advises that no written protests to said proposed improvement have been filed. No person is present desirous of being heard. Councilman Foley proposes and moves adoption of resolution that said hearing be closed, seconded by Councilman Watson, and adopted:

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

Resolution No. 10524  
Jansen Ave.  
Convenience &  
Necessity

Resolution No. 10524 finding and determining that the public convenience and necessity require the improvement of portions of Jansen Avenue between the W. line of Curtis Avenue and the W. line of Bird Avenue; that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply; and determining that such work and improvement shall proceed under the provisions of Chapter 6A of Article II of the San Jose Municipal Code, is read and upon motion of Councilman Watson, seconded by Councilman Foley, adopted:

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

Resolution No. 10525  
Jansen Ave.  
Intention To Improve

Resolution No. 10525 of intention that the public interest, convenience and necessity require and that the Council intends to order the improvement of portions of Jansen Avenue between the W. line of Curtis Avenue and the W. line of Bird Avenue; describing said work and improvement; finding and declaring that said improvement is of more than local or ordinary public benefit and that the cost and expenses thereof shall be assessed upon a district declared to be benefited thereby; describing said district; declaring that serial bonds shall be issued to represent unpaid assessments;

giving an estimate of total costs and expenses; declaring applicable laws and procedures; declaring that said improvement shall be made without compliance with the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and giving notice of hearing on protests and objections, is presented and upon motion of Councilman Watson, seconded by Councilman Foley, adopted:

Ayes: Councilmen - Foley, Hathaway, Moore, Santora,  
Solar, Watson and Starbird.  
Noes: Councilmen - None.  
Absent: Councilmen - None.

16th St.  
Hearing

This being the time and place fixed by Resolution No. 10478, adopted July 12, 1954, and as continued from August 2, 1954, when and where any person may appear and show cause, if any they have, why portions of 16th Street between Mission Street and Vestal Avenue to a width of 50', should not be opened and improved without further compliance with the "Special Assessment Investigation, Limitation and Majority Protest Act of 1931", Clerk reports that no written protests to said proposed improvement have been filed. No person is present desirous of being heard. Councilman Hathaway proposes and moves adoption of resolution that said hearing be closed, seconded by Councilman Moore, and adopted:

Ayes: Councilmen - Foley, Hathaway, Moore, Santora,  
Solar, Watson and Starbird.  
Noes: Councilmen - None.  
Absent: Councilmen - None.

Resolution No. 10526  
16th St.  
Convenience &  
Necessity

Resolution No. 10526 finding and determining that the public convenience and necessity require the opening of portions of 16th Street between Mission Street and Vestal Avenue to a width of 50'; that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply; and determining that such work and improvement shall proceed under the provisions of Chapter 6A of Article II of the San Jose Municipal Code, is read and upon motion of Councilman Hathaway, seconded by Councilman Moore, adopted:

Ayes: Councilmen - Foley, Hathaway, Moore, Santora,  
Solar, Watson and Starbird.  
Noes: Councilmen - None.  
Absent: Councilmen - None.

Resolution No. 10527  
16th St.  
Intention To Improve

Resolution No. 10527 of intention that the public interest, convenience and necessity require and that the Council intends to order the

opening of portions of 16th Street between Mission Street and Vestal Avenue to a width of 50'; describing said work and improvement; finding and declaring that said improvement is of more than local or ordinary public benefit and that the cost and expenses thereof shall be assessed upon a district declared to be benefited thereby; describing said district; declaring that serial bonds shall be issued to represent unpaid assessments; giving an estimate of total costs and expenses; declaring applicable laws and procedures; declaring that said improvement shall be made without compliance with the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and giving notice of hearing on protests and objections, is presented and upon motion of Councilman Hathaway, seconded by Councilman Moore, adopted:

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

31st St.  
Hearing

This being the time and place fixed by Resolution No. 10484, adopted July 19, 1954, when and where any person may appear and show cause, if any they have, why portions of 31st Street between the S. line of Santa Clara Street and the N. line of San Antonio Street, should not be improved without further compliance with the "Special Assessment Investigation, Limitation and Majority Protest Act of 1931", Clerk reports that no written protests to said proposed 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 Foley, and adopted:

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

Resolution No. 10528  
31st St.  
Convenience &  
Necessity

Resolution No. 10528 finding and determining that the public convenience and necessity require the improvement of portions of 31st Street between the S. line of Santa Clara Street and the N. line of San Antonio Street; that the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 shall not apply; and determining that such

work and improvement shall proceed under the provisions of Chapter 6A of Article II of the San Jose Municipal Code, is read and upon motion of Councilman Watson, seconded by Councilman Hathaway, adopted:

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

Resolution No. 10529  
31st St.  
Intention To Improve

Resolution No. 10529 finding and determining that the public interest, convenience and necessity require and that the Council intends to order the improvement of portions of 31st Street between the S. line of Santa Clara Street and the N. line of San Antonio Street; describing said work and improvement; finding and declaring that said improvement is of more than local or ordinary public benefit and that the cost and expenses thereof shall be assessed upon a district declared to be benefited thereby; describing said district; declaring that serial bonds shall be issued to represent unpaid assessments; giving an estimate of total costs and expenses; declaring applicable laws and procedures; declaring that said improvement shall be made without compliance with the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and giving notice of hearing on protests and objections, is presented and upon motion of Councilman Watson, seconded by Councilman Hathaway, adopted:

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

Laurel St.  
Hearing

This being the time and place fixed by Resolution No. 10485, adopted July 19, 1954, when and where any and all persons having any objections to the proposed improvement of portions of Laurel Street between the N. line of Polhemus Street and the S. line of Emory Street, in accordance with said Resolution No. 10485, may appear and be heard, the Clerk reports that no written protest to said work and improvement has 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 Hathaway and adopted:

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

Resolution No. 10530  
Laurel St.  
Ordering Improvement

Resolution No. 10530 ordering the work and improvement of portions of Laurel Street between the N. line of Polhemus Street and the S. line of Emory Street, is presented and upon motion of Councilman Watson, seconded by Councilman Solari, adopted:

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

S W G No. 20  
Zoning

This being the time and place designated by Resolution No. 10477, adopted July 12, 1954, 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 South Willow Glen No. 20, no person is present desirous of being heard. Councilman Watson proposes and moves adoption of resolution that said hearing be closed, seconded by Councilman Hathaway and adopted:

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

Ordinance No. 4454  
Zoning S W G No. 20

Ordinance No. 4454, entitled: "An Ordinance Amending Article IX, (Zoning) Chapter I Of The San Jose Municipal Code, By Adding Thereto A New Section, To Be Designated 9102.24z15", is read and upon motion of Councilman Watson, seconded by Councilman Hathaway, passed to print:

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

House Moving To  
M-4 Manufacturing  
District

This being the time and place fixed for hearing on application of Charles Kelly, House Mover, for permission to move the house now situated at 726 S. 6th Street to a new location known as the lot between Railroad track and 1620 Pomona Avenue, said house to be used for residential purposes in the M-4 Manufacturing District (Heavy Industrial) zone, no person is present desirous of being heard. M. H. Antonacci, Director of Planning, presents and files resolution of the City Planning Commission, by authority of Section 9103.9 of the San Jose Municipal Code, that the owner of property at 1636 Pomona Avenue be permitted to use said property for residential purposes. Councilman Watson proposes and moves adoption of resolution that said hearing be closed, seconded by Councilman Hathaway, and adopted:

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

House Moving  
M-4 Manufacturing  
District

Councilman Solari proposes and moves adoption of resolution finding and determining that the moving of house for residential purposes to 1636 Pomona Avenue will not be detrimental, and approving said location for location of said house, seconded by Councilman Watson, and adopted:

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

Proposed Benefits  
City Employees

John E. Thorne, Attorney at Law, appearing on behalf of City Employees Locals, requests that 1) the salaries of city employees be increased 10%; 2) the city pay for a health and accident plan for city employees; 3) salary increases be provided for Communication Officers and the Fire Master Mechanic; 4) work hours of the Fire Department be reduced, and 5) an allowance for uniforms in amount of \$50.00 per year be given to each member of the Police and Fire Departments, and advises that said requests will be put in writing, whereupon, by unanimous consent, consideration of said requests is deferred until receipt of said communication.

Request For Consent  
To Annexation To  
Co. San. Dist. No. 3

Request of Mark E. Thomas, District Engineer, that pursuant to agreement between the City and County Sanitation District No. 3, approval be given for the annexation by said District of certain lands south of its boundary and along Monterey Road at Snell Road containing approximately 8 acres, said land being within three miles of the San Jose city limits, with legal description and map thereof attached, is presented. Councilman Hathaway proposes and moves adoption of resolution that said request be referred to the City Attorney for consideration and report, seconded by Councilman Moore, and adopted:

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

Proposed New Sanitation  
District Agreement

Communication from Mark E. Thomas, Civil Engineer, advising of interest of property owners in the area of Almaden Road to form a new sanitation district to contain approximately 2300 acres of land with an estimated need of 1.5 mgd sewage capacity, and requesting that, if said dis-

trict is so formed, the City enter into an agreement providing for said sewage capacity in its outfall sewer and treatment plant, is presented by the City Manager. Councilman Moore 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, Hathaway, Moore, Santora,  
Solari, Watson and Starbird.  
Noes: Councilmen - None.  
Absent: Councilmen - None.

Proposed Class &  
Title Changes

Communication from the Civil Service Commission, requesting that Ordinance No. 4369, adopted April 26, 1954, be amended to change title of Accountant Auditor (154) to Senior Accountant (154); add new class of Chief Account Clerk (189); add new class of Engineer-Building Department (217); add new class of Boiler Operator-Maintenance Man (293); change title of Park Ranger (322) to Supervisor of Alum Rock Park (322); delete class of Assistant Fire Chief-Training and Personnel (352); and change title of Laboratory Helper (436) to Laboratory Assistant (436), and that corresponding changes also be made in Ordinance No. 4370 (Salary Ordinance), is read. Councilman Watson proposes and moves adoption of resolution that said request be referred to the Committee of the Whole for consideration and report, seconded by Councilman Hathaway, and adopted:

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

Proposed Improvements  
North Side

Communication from Louis Provenzano, Chairman Streets and Parks Committee of the Northside Improvement Council, requesting various improvements and additional services in the Peter Burnett Junior High School District, is presented. Councilman Hathaway proposes and moves adoption of resolution that the City Manager be directed to reply to said request, seconded by Councilman Foley, and adopted:

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

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 approximately 84 acres of land bounded on the west by the San Tomas Aquino, on the north by Latimer Avenue and on the south by Campbell Avenue, is read. Councilman Hathaway 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, Hathaway, Moore, Santora,  
Solari, Watson and Starbird.  
Noes: Councilmen - None.  
Absent: Councilmen - None.

Annexation  
Burbank No. 5  
Uninhabited

Petition of Safeway Stores, Inc., and others, requesting that pursuant to the provisions of "Annexation of Uninhabited Territory Act Of 1939" certain uninhabited territory described therein be annexed to the City of San Jose, is presented. Councilman Hathaway proposes and moves adoption of resolution that said petition be referred to the Director of Planning for checking the sufficiency thereof, seconded by Councilman Santora, and adopted:

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

Proposed Change  
Route 5-Bascom Ave.

Petition of John B. Massen, and others, requesting modification of proposed plans for Bascom Avenue and Route 5 intersection, is presented. Councilman Watson proposes and moves adoption of resolution that said petition be referred to the Committee of the Whole for consideration and report, seconded by Councilman Santora, and adopted:

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

Parade

Request of the Church Of God In Christ, for a permit to conduct a parade at 2:30 o'clock P.M., September 3, 1954, heretofore referred to and approved by the Chief of Police, is presented and reported in proper form. Councilman Foley proposes and moves adoption of resolution that said permit be granted, seconded by Councilman Moore, and adopted:

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

Protest To Women  
Traffic Officers

Communications from Mrs. Busby and Mrs. Charles Lipe, objecting to proposed employment of women in the Police Department to enforce parking

meter regulations, are read and by unanimous consent, filed.

Proposed Traffic  
Signal  
Virginia St.  
& Almaden Ave.

Petition of John Palermo and others, requesting installation of traffic signals at Almaden Avenue and Virginia Street, is presented. Councilman Santora proposes and moves adoption of resolution that said request be referred to the Traffic Analyst for consideration and report, seconded by Councilman Watson, and adopted:

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

Request For Dividends  
James Lick Trust Fund

Request of Elizabeth Lindsay, Secretary, on behalf of the Home of Benevolence that dividends accruing from the investment of the James Lick Trust Fund, be forwarded to the Home of Benevolence, is presented. Councilman Santora proposes and moves adoption of resolution that said request be referred to the City Attorney for consideration and report on procedure necessary to forward said dividends to the Home of Benevolence, seconded by Councilman Watson, and adopted:

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

Complaint  
225 Locust St.

Communication from Rose Ricard and others, complaining of disturbance during early morning hours at 225 Locust Street by operation of motorcycles and automobiles causing loud and prolonged noise, is presented. Councilman Hathaway proposes and moves adoption of resolution that said complaint be referred to the City Attorney and the Chief of Police for consideration and report, seconded by Councilman Watson, and adopted:

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

Ordinance No. 4448  
Leasing  
264 Spencer Ave. &  
1177 Naglee Ave.

Ordinance No. 4448, entitled: "An Ordinance Of The City Of San Jose Leasing Those Certain City Owned Premises Situate At 1177 Naglee Avenue And 264 Spencer Avenue Not Needed For Nor Adapted To Municipal Purposes", passed to print August 2, 1954, is given final reading and upon motion of Councilman Santora, seconded by Councilman Watson, adopted:

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

Ordinance No. 4449  
Annexing  
Burbank No. 4

Ordinance No. 4449, entitled: "An Ordinance Of The City Of San Jose Approving The Annexation To The City Of San Jose Of Certain Uninhabited Territory Designated As 'Burbank No. 4' And Herein Described, And Herein Annexing Said Territory To Said City Of San Jose", passed to print August 2, 1954, is given final reading and upon motion of Councilman Santora, seconded by Councilman Hathaway, adopted:

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

Ordinance No. 4450  
Wash Rack Lease  
Municipal Airport

Ordinance No. 4450, entitled: "An Ordinance Leasing A Portion Of That Certain City Owned Airport Property Described In That Certain Form Of Lease Entitled 'Lease Of Airport Property For Wash Stand Purposes', A Copy Of Which Is On File In The Office Of The City Clerk Of The City Of San Jose", passed to print August 2, 1954 is given final reading and upon motion of Councilman Watson, seconded by Councilman Santora, adopted:

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

Ordinance No. 4451  
Purchase Parcel  
Kelley Property

Ordinance No. 4451, entitled: "An Ordinance Of The City Of San Jose Finding And Determining That Certain Described Real Property Is Needed By The City Of San Jose For Municipal Purposes; Authorizing And Directing The City Manager And City Engineer To Purchase Said Real Property On Behalf Of The City Of San Jose From Ernest H. Renzel, Jr., And Emily Renzel, Husband And Wife And Alden B. Campen: Appropriating The Sum Of \$17,200.00 From The Unappropriated Surplus Of The Public Improvement Fund; And Authorizing The City Manager And City Engineer To Expend The Above Mentioned Sum For The Acquisition Of Said Real Property", passed to print August 2, 1954, is given final reading and upon motion of Councilman Watson, seconded by Councilman Hathaway, adopted:

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

Ordinance No. 4452  
Rent & Lease Balance  
Kelley Property

Ordinance No. 4452, entitled: "An Ordinance Appropriating The Sum Of \$3,400.00 From The Unappropriated Surplus Of The Public Improvement Fund For The Payment To Ernest H. Renzel, Jr., And Emily Renzel, Husband And Wife, And Alden B. Campen Of Money Payable To Them On September 20, 1954

Pursuant To Lease And Option Dated January 8, 1952, And Authorized By Resolution No. 9371, Adopted January 7, 1952; And Authorizing And Directing The City Manager And City Engineer To Pay To Said Persons Said Sum In Accordance With And Subject To The Terms Of The Above Mentioned Lease And Option Dated January 8, 1952", passed to print August 2, 1954, is given final reading and upon motion of Councilman Hathaway, seconded by Councilman Watson, adopted:

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

Ordinance No. 4453  
Purchase Property  
(Gianni)

Ordinance No. 4453, entitled: "Ordinance Of The City Of San Jose Authorizing The Purchase And Acceptance By Said City Of Certain Real Property Subject To Certain Encumbrances", passed to print August 2, 1954, is given final reading and upon motion of Councilman Hathaway, seconded by Councilman Watson, adopted:

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

Proposed Ordinance  
Permitting Retirees  
To Be Hired

Council now considers proposed ordinance, presented July 26, 1954, entitled: "An Ordinance Amending Section 290.32 Of The San Jose Municipal Code Relating To Compensation Allowed One Entitled To A Retirement Allowance". Councilman Hathaway proposes and moves adoption of resolution that the Personnel Director be directed to conduct a poll of all city employees, excepting the Police and Fire Departments, on the question of whether or not they are in favor of the passage of said proposed ordinance, and report findings thereof, seconded by Councilman Watson, and adopted:

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

Proposed Rezoning  
NE Side N. 4th St.

As deferred from August 2, 1954, the Council now considers the proposed rezoning, pursuant to section 9112.1(c) of the San Jose Municipal Code, from R-2 and R-3 Residence Districts to M-1 Manufacturing District, all or a part of the real property along the NE. side of N. 4th Street, from the westerly prolongation of the terminus of N. 5th Street to a point

1179.75' northerly. Councilman Foley proposes and moves adoption of resolution that consideration of said proposed rezoning be deferred to August 16, 1954, seconded by Councilman Watson, and adopted:

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

Purchase Property  
SW 3rd & Martha Sts.  
Fire House

Robert E. Cassin, City Attorney, requests and Councilman Hathaway proposes and moves adoption of resolution that the City Attorney be granted one week to prepare and submit proposed ordinance for the purchase of property at the SW corner of 3rd and Martha Streets for \$28,000 to be used for site for Fire House, seconded by Councilman Solari, and adopted:

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

Junk Dealer  
(Ericson, Roy)

As deferred from August 2, 1954, Council now considers application of Roy Ericson for a permit to buy and sell junk as defined in Section 6707.18 of the San Jose Municipal Code, at 666 Stockton Avenue. Clerk reports that said applicant has been referred to and approved by the Director of Planning, and is now in proper form. Councilman Watson proposes and moves adoption of resolution that said permit be granted, seconded by Councilman Solari, and adopted:

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

Pala No. 1  
Inhabited Annexation  
Resolution No. 10531

Certificate of the City Clerk that the petition, filed July 27, 1954, requesting the annexation of inhabited territory designated Pala No. 1 has been signed by not less than one-fourth of the qualified electors residing within the territory described in said petition, is presented by the City Clerk. Resolution No. 10321 declaring intention to call a special election to be held on December 1, 1954 in territory designated as "Pala No. 1"; giving notice of the day, hour and place any person owning real property within said territory may appear and show cause why it should not be annexed to said City; and directing the City Clerk to cause publication of this resolution in accordance with law, is presented by the City Attorney and upon motion of Councilman Watson, seconded by Councilman Moore, adopted:

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

Sign Over Plan Line  
NW Lincoln &  
Curtner Aves.

Recommendation of the City Planning Commission, by authority of Section 8612.1 of the San Jose Municipal Code, that lessee of property at the NW. corner of Lincoln Avenue and Curtner Avenue be permitted to install a neon sign on said property to extend 20' beyond the Official Plan Line on Lincoln Avenue, is read. Councilman Santora 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 Watson, and adopted:

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

Billboard Over Plan Line  
SE 2nd & William Sts.

Recommendation of the City Planning Commission, by authority of Section 8612.1 of the San Jose Municipal Code, that owner of property at the SE. corner of 2nd Street and William Street be permitted to erect a billboard sign extending 10' beyond the Official Plan Line of William Street, provided that said sign be erected with a vertical clearance of 10' from sidewalk level, is read. Councilman Watson 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 Solari, and adopted:

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

Side Yard Adjustment  
316 N. 10th St.

Resolution of the City Planning Commission, by authority of Section 9107.1 of the San Jose Municipal Code, granting side yard adjustment to 4' at 316 N. 10th Street, to permit construction of a second duplex on said property as shown on plot plan on file in the Department of Building, is read. Councilman Moore proposes and moves adoption of resolution that said resolution be approved, seconded by Councilman Watson, and adopted:

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

Resolution No. 10532  
Final Zoning  
S W G No. 19

Resolution of the City Planning Commission, adopted August 3, 1954, submitting Final Report on zoning annexed area designated South Willow Glen No. 19, is presented. Resolution No. 10532 directing public hearing on

Final Report of the City Planning Commission on zoning annexed area known as South Willow Glen No. 19, and providing for notice of such hearing, is read and upon motion of Councilman Santora, seconded by Councilman Watson, adopted:

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

Resolution No. 10533  
Final Zoning  
Monterey Park No. 1

Resolution of the City Planning Commission, adopted August 3, 1954, submitting Final Report on zoning annexed area designated Monterey Park No. 1, is presented. Resolution No. 10533 directing public hearing on Final Report of the City Planning Commission on zoning annexed area known as Monterey Park No. 1, and providing for notice of such hearing, is read and upon motion of Councilman Hathaway, seconded by Councilman Solari, adopted:

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

Resolution No. 10534  
Tentative Zoning  
Maypark No. 3

Resolution of the City Planning Commission, adopted August 3, 1954, submitting Tentative Report on zoning annexed area known as Maypark No. 3, is presented. Resolution No. 10534 directing public hearing by the City Planning Commission on Tentative Report of zoning annexed area known as Maypark No. 3, and providing notice of such hearing, is read and upon motion of Councilman Hathaway, seconded by Councilman Solari, adopted:

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

Cambrian No. 1  
Zoning

Recommendation of the City Planning Commission that proposed emergency ordinance, classifying into districts the recently annexed uninhabited area designated Cambrian No. 1 and proposed resolution requiring the City Planning Commission to make tentative report on zoning of said area, be adopted, is read. Councilman Watson proposes and moves adoption of resolution that said recommendation be approved, seconded by Councilman Hathaway, and adopted:

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

Ordinance No. 4455  
Zoning Cambrian No. 1  
Emergency

Ordinance No. 4455, entitled: "An Emergency Ordinance Classifying Into Districts The Recently Annexed Area Known As Cambrian No. 1", is read and upon motion of Councilman Watson, seconded by Councilman Hathaway, adopted as an ordinance for the immediate preservation of the public peace, health and safety, by a 5/7 vote of the Council:

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

Resolution No. 10535  
Tentative Report  
Cambrian No. 1

Resolution No. 10535 requiring the City Planning Commission to make tentative report on zoning uninhabited annexed area known as Cambrian No. 1, pursuant to Section 9102.46 of the San Jose Municipal Code, is read and upon motion of Councilman Watson, seconded by Councilman Hathaway, adopted:

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

Marquee  
369 Stockton Ave.

Application of Guy M. Latta, for a permit to erect a marquee at 369 Stockton Avenue, with plans thereof attached, is presented by the Mayor. Councilman Hathaway proposes and moves adoption of resolution that said permit be granted subject to compliance with the provisions of all ordinances regulating the same and to the approval of the Superintendent, Department of Building, seconded by Councilman Solari, and adopted:

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

Proposed Exchange  
Of Properties  
(Moellering & Ellis)

A. P. Hamann, City Manager, recommends, and Councilman Hathaway proposes and moves adoption of resolution that the City Attorney be directed to prepare and submit necessary ordinances for exchange of a portion of property at 280 Delmas Avenue for 393 W. San Carlos Street (Ellis Property) and city-owned property at 269 Vine Street for the NW corner of San Carlos and Vine Streets (Moellering Property), seconded by Councilman Solari, and adopted:

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

Resolution No. 10536  
Delmas Ave. & 10th St.  
Award

H. J. Flannery, City Engineer, reports that the bid of A. J. Raisch Paving Company, at the prices named in its bid, opened August 9, 1954 for resurfacing of Delmas Avenue from Santa Clara Street to William Street and Tenth Street from Santa Clara Street to Reed Street, Major City Street Project 151, is the lowest responsible bid for said improvement, and recommends that said bid be accepted and contract awarded to A. J. Raisch Paving Company. Resolution No. 10536 awarding contract to A. J. Raisch Paving Company for the improvement of portions of Delmas Avenue and 10th Street, Major City Street Project 151, is read and upon motion of Councilman Watson, seconded by Councilman Solari, adopted:

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

Install Street Light  
NE Pomona & McClellan Aves.

As referred on August 2, 1954, H. J. Flannery, City Engineer recommends, and Councilman Foley proposes and moves adoption of resolution that street lights be installed at the NE corner of Pomona Avenue and McClellan Avenue, seconded by Councilman Solari, and adopted:

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

Ordinance No. 4456  
Street Numbers  
Maypark Nos. 2 & 3

Ordinance No. 4456, entitled: "An Ordinance Amending The San Jose Municipal Code By Adding A New Section Thereto To Be Numbered 8728 Approving And Adopting An Official Street Number Map (Supplementary) For Maypark No. 2 & 3, Annexed To The City Of San Jose On March 26, 1954 And July 15, 1954, Respectively", is presented by the City Attorney and upon motion of Councilman Foley, seconded by Councilman Watson, passed to print:

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

Resolution No. 10537  
Condemnation  
(Slavonian Hall)

Resolution No. 10537 finding and determining that the public convenience and necessity require the acquisition for off-street parking purposes, certain real property from the Slavonian American Benevolent Society Hall Association, a corporation; and authorizing and directing an action to be brought by the City Attorney for the condemnation of said property, is presented by the City Attorney and upon motion of Councilman Watson, seconded

seconded by Councilman Foley, adopted:

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

Proposed Acquisition  
Of Property For  
Widening Malone Rd.

A. P. Hamann, City Manager, recommends and Councilman Watson proposes and moves adoption of resolution that the City Manager be directed to negotiate with George Mattis for services in connection with acquisition of certain properties on the north and south sides of Malone Road needed for the widening thereof, seconded by Councilman Santora, and adopted:

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

Proposed Contract  
Brown & Caldwell

A. P. Hamann, City Manager, recommends and Councilman Hathaway proposes and moves adoption of resolution that the City Manager be authorized to negotiate with Brown and Caldwell for services necessary for change in plans of the proposed Sewage Treatment Plant, seconded by Councilman Solari, and adopted:

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

Proclamation

A. P. Hamann, City Manager, requests and Councilman Watson proposes and moves adoption of resolution that the Mayor be authorized to proclaim August 16 through 31, 1954 as "National Police Emergency Fund Period", in San Jose, seconded by Councilman Solari, and adopted:

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

Traffic Signal  
Timing Schedules  
E. Santa Clara St.

A. P. Hamann, City Manager, presents report of the Traffic Analyst showing changes recommended in the traffic signal timing schedules on E. Santa Clara Street between 7th Street and 24th Street. By unanimous consent, said changes are approved.

Invite Bids

A. P. Hamann, City Manager, recommends and Councilman Hathaway proposes and moves adoption of resolution that the City Manager be directed to invite bids for furnishing one  $\frac{1}{2}$ -ton Pickup Truck for the Fire Department, seconded by Councilman Moore, and adopted: