

COUNCIL MINUTES

53

OCT. 17, 1955

NOV. 7, 1955

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Quitclaim Gravel  
Rights Coyote Cr.  
S. Of Berryessa  
Road

Communication from Pillsbury, Madison and Sutro, regarding possible quitclaim by City of gravel rights on Coyote Creek South of Berryessa Road, is read and Councilman Watson proposes and moves adoption of resolution that said request be referred to the City Engineer and City Attorney, seconded by Councilman Santora and adopted:

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

Proclamation  
Credit Union  
Day

Request of Frank E. DuBois, President of El Camino Chapter of the California Credit Union League that October 20, 1955, be proclaimed as "Credit Union Day", is read. Councilman Moore proposes and moves adoption of resolution that said request be granted and the Mayor be authorized to so proclaim, seconded by Councilman Foley and adopted:

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

Resolution  
No. 11642  
Disability  
Compensation  
Burnell Kunze  
Fire Captain

Request of L. A. O'Brien, Fire Chief, that Captain Burnell Kunze be allowed additional disability compensation is presented and filed. Resolution No. 11642, providing for additional disability compensation to Burnell Kunze, from October 26, 1955, to and including November 24, 1955, on account of injuries received while acting as Captain in the Fire Department, is presented 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

Water & Power  
Conference

Notification from California Water and Power Users Association, of conference to be held on October 28, and October 29, 1955, is read. Councilman Moore proposes and moves adoption of resolution that a representative from the City Planning Department attend said meeting and report back to the Council, seconded by Councilman Santora and adopted:

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

Com. of Whole  
Meeting

Announcement is made of Committee of the Whole Meeting on November 7, 1955, at 8:00 o'clock P.M. at the Sainte Claire Hotel.

Proposed Cross  
Walk And Speed  
Message N. 1st  
& Asbury Sts.

Councilman Foley presents request of residents on North 1st Street near Asbury Street area regarding painting of crosswalks and speed messages, and is advised by the City Manager that the request will be granted.

County Sanitation  
Dist. 4 Agreement  
West Side Sewage  
Resolution  
No. 11643

Resolution No. 11643, approving and authorizing the execution of sewage agreement between City of San Jose and County Sanitation District No. 4 of Santa Clara County for disposal of sewage emanating from west side area, 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. 11644  
Authorize Sale  
Hart Property

Resolution No. 11644, authorizing sale at public auction of certain real property owned by the City of San Jose and authorizing the City Manager to publish notice of said intended sale and setting 8:00 o'clock P.M., November 14, 1955, Council Chambers, City Hall, as time and place for said public auction is presented by the City Attorney and upon motion of Councilman Santora, seconded by Councilman Foley, adopted:

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

Resolution  
No. 11645  
Tract No. 1605  
Cambrian Gardens  
Unit No. 2  
Approving Final  
Map

Resolution No. 11645, approving and accepting Final Map of Tract No. 1605, Cambrian Gardens, Unit No. 2, is presented 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. 11646  
Tract No. 1464  
Cambrian Gardens  
Unit No. 1  
Contract

Resolution No. 11646, approving and authorizing the execution of the contract for the improvement of Tract No. 1464, Cambrian Gardens, Unit No. 1, is presented 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. 11647  
Tract No. 1415  
Branham Gardens  
Unit No. 1  
Contract

Resolution No. 11647, approving and authorizing the execution of the contract for the improvement of Tract No. 1415, Branham Gardens, Unit No. 1, is presented 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. 4911  
Weather Bureau  
Services  
Ernest O.  
Billwiller

Ordinance No. 4911, entitled: "An Ordinance Of The City Of San Jose Authorizing The Execution Of A Contract With An Independent Contractor For The Furnishing Of Expert Weather Bureau Services To Said City", is read and upon motion of Councilman Watson, seconded by Councilman Santora, passed to print:

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

Ordinance  
No. 4912  
Agricultural  
Services Frank  
Vargas

Ordinance No. 4912, entitled: "An Ordinance Of The City Of San Jose Authorizing The Execution Of A Contract With An Independent Contractor For The Furnishing Of Expert Agricultural Services To Said City", is read and upon motion of Councilman Watson, seconded by Councilman Santora, passed to print:

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

Ordinance  
No. 4913  
Agricultural  
Services  
Manuel Briar

Ordinance No. 4913, entitled: "An Ordinance Of The City Of San Jose Authorizing Execution Of A Contract With An Independent Contractor For The Furnishing Of Expert Park Care And Maintenance Services To Said City", is read and upon motion of Councilman Watson, seconded by Councilman Santora, passed to print:

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

Ordinance  
No. 4914  
Engineering  
Services  
Irving L. Ryder

Ordinance No. 4914, entitled: "An Ordinance Of The City Of San Jose Authorizing The Execution Of A Contract With An Independent Engineering Contractor For The Furnishing Of Expert Engineering Services To Said City", is read and upon motion of Councilman Watson, seconded by Councilman Santora, passed to print:

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

Police Dept.  
Form Of Organ-  
ization

Recommendation of the Chief Of Police, approved by the City Manager, dated October 13, 1955, requesting change in table of organization of the Police Department is presented. Councilman Moore proposes and moves adoption of resolution that consideration of said request be deferred to October 24, 1955, and that copies of said proposed Table of Organization to be sent to the Councilmen before said date, seconded by Councilman Santora and adopted:

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

Public Liability  
Insurance  
Authorize Purchase

A.P. Hamann, City Manager, presents and files copy of quotation of premium from Sayre and Toso, Incorporated, for renewal of City's public liability and property damage insurance policies and recommends and Councilman Hathaway proposes and moves adoption of resolution that such insurance be renewed by Loyds of London through Sayre and Toso, Incorporated, at the prices stated in said quotation, seconded by Councilman Watson and adopted:

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

Water Problems  
Meeting

Notification of Public Forum on Water Problems, sponsored by California Society of Professional Engineers, to be held at 8:00 o'clock P.M., November 1, 1955, at San Jose State College, is read and by unanimous consent, filed.

Cherry Ave  
Christmas Tree

Communication from Robert B. Cambiano, representing Cherry Avenue residents, requesting permission to put a 16 foot lighted Christmas tree at the dead end of Cherry Avenue where it intersects Glen Eyrie, is read. Councilman Solari proposes and moves adoption of resolution that said request be granted, subject to filing of insurance in form satisfactory to the City Attorney, seconded by Councilman Watson and adopted:

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

Invite Bids  
Fire Hose

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 furnishing the following: 3,000 feet of two and one-half hose-double jacket; 2,000 feet of one and one-half hose-double jacket; and 350 feet of three inch hose-double jacket for the Fire Department, seconded by Councilman Foley and adopted:

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

Typist Clerk II  
City Clerk

A. P. Hamann, City Manager, presents request of the Acting City Clerk that an additional Typist Clerk II be allocated to the office of the City Clerk. Councilman Hathaway proposes and moves adoption of resolution that said request be approved, seconded by Councilman Solari and adopted:

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

Projects Sales  
Tax Money

A. P. Hamann, City Manager, presents and files list of projects and approximate costs heretofore submitted to the Council in connection with capital improvements using revenues from Sales Tax, and submits other projects for consideration. Councilman Hathaway proposes and moves adoption of resolution that said reports be accepted and that City Manager be authorized to continue negotiations on said projects, but that no expenditures be made at this time, seconded by Councilman Solari and adopted:

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

Proposed Crosswalks  
2nd St. Between  
San Antonio-San  
Carlos Sts. Denied

A. P. Hamann, City Manager, presents report of A. B. Philpott, Traffic Analyst, with regard to establishment of pedestrian crosswalk on Second Street between San Antonio Street and San Carlos Street, recommending denial of request as interfering with the movement of traffic and creating congestion. Councilman Hathaway proposes and moves adoption of resolution that said report be accepted, seconded by Councilman Foley and adopted:

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

Pedestrian  
Crosswalks  
Elimination

Councilman Hathaway proposes and moves adoption of resolution that Traffic Analyst submit to Committee of the Whole a list of crosswalks which might be eliminated, seconded by Councilman Solari and adopted:

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

Santa Clara  
Valley Water  
Conservation  
District Meeting

A.P. Hamann, City Manager, suggests that Director of Santa Clara Valley Water Conservation District meet with the City Council to discuss conservation and water reclamation problems. Mayor Starbird suggests that said proposed meeting be held November 7, 1955, with the Committee of the Whole.

Alcoholic Beverage  
Control Act

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

Resolution  
No. 11648  
Cambrian Gardens  
Unit No. 2  
Fixing Curb  
Grades

Resolution No. 11648 fixing official curb grades and positions of curbs for Rosswood Drive, Wilfred Way, Leigh Avenue, Tilden Drive, Trent Drive, Anna Drive, Tony Avenue, Sandy Lane, Kenson Drive and Kenlar Drive, all in or adjacent to Cambrian Gardens, Unit No. 2, is presented 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. 11649  
Tract No. 1605  
Cambrian Gardens  
Unit No. 2  
Adopting Plans

Resolution No. 11649, adopting plans and specifications for the improvement of Tract No. 1605, Cambrian Gardens, Unit No. 2, is presented 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. 11650  
Tract No. 1605  
Cambrian Gardens  
Unit No. 2

Resolution No. 11650, approving and authorizing the execution of the contract for the improvement of Tract No. 1605, Cambrian Gardens, Unit No. 2, is presented 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. 11651  
Assessment  
Diagram 14th-  
Mission-Taylor  
Streets

Resolution No. 11651, approving the assessment diagram prepared in connection with the improvement of 14th Street from the center of Mission Street to the center of Taylor Street, also a portion of Taylor Street 12' East and West of 14th Street, is presented and upon motion of Councilman Foley, seconded by Councilman Solari, adopted:

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

Sanitary District  
#3 Authorize  
Negotiations

A. P. Hamann, City Manager, recommends and Councilman Hathaway proposes and moves adoption of resolution that the City Manager be authorized to negotiate with County Sanitation District No. 3 relative to a sewer line from Meadowbrook Subdivision, Tract No. 1558 to City sewer line at Curtner and Almaden Avenues, seconded by Councilman Solari and adopted:

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

Adjourn

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

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

Adjourn

Council now adjourns at 9:27 o'clock P.M.

*George Starbird*  
GEORGE STARBIRD  
MAYOR

ATTEST: *Francis L. Greiner*  
FRANCIS L. GREINER  
ACTING CITY CLERK

Monday

San Jose, California

October 24, 1955

The Council of the City of San Jose convenes this day in regular session at 7:00 o'clock P.M.

Roll Call

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

Absent: Councilmen - Santora.

Invocation

Invocation is given by Mayor George Starbird.

Minutes

Councilman Watson proposes and moves adoption of resolution that consideration of the Minutes of regular sessions of May 3, 10, 17, 18, 24, June 1, 7, 14, 21, 28, July 6, 12, 19, 26, Aug. 2, 6, 9, 16, 23, 26, 30, Sept. 7, 13, 20, 27, Oct. 4, 11, 15, 25, Nov. 1, 8, 15, 22, Dec. 6, 7, 13, 20, 27, 1954; Jan. 3, 10, 17, 24, 31, Feb. 7, 14, 21, 23, 28, Mar. 7, 4:00 o'clock P.M. and 8:00 o'clock P.M. Mar. 14, 21, 22, 28, 31, Apr. 4, 11, 18, 25, May 2, 9, 16, 18, 23, 31, June 6, 13, 20, 27, July 5, 11, 18, 25, Aug. 1, 4, 8, 15, 22, 29, Sept. 6, 12, 14, 26, 28, Oct. 3, 4, 10 and 17, 1955, be deferred, seconded by Councilman Foley and adopted:

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

Noes: Councilmen - None.

Absent: Councilmen - Santora.

Ordinance No. 4906  
Establish Speed Limit  
Zones on Certain  
Streets

Ordinance No. 4906, entitled: "Ordinance Of The City Of San Jose Repealing Sections 3314.1, 3314.1a And 3314.2 Of The San Jose Municipal Code, Which Establish Prima Facie Speed Limits In Certain Streets Different Than Those Otherwise Provided For By State Law, And Which Provide For Regulation Of Speed By Timing Of Traffic Signals; And Adopting And Adding Sections 3314.1 To 3314.27 Inclusive, And Sections 3314.100 And 3314.101 To Said Code To Determine, Declare And Establish Prima Facie Speed Limits On Certain Streets Different Than Those Applicable Under State Law, To Authorize The Erection Of Signs And The Timing Of Signals To Regulate Traffic And To Specify The Effective Date Of Such Prima Facie Speed Limits", passed to print October 17, 1955, is given final reading and upon motion of Councilman Watson, seconded by Councilman Solari, adopted:

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

Noes: Councilmen - None.

Absent: Councilmen - Santora.

Ordinance No. 4907  
Authorize Agreement  
With Logan & Frazer  
For Auditing  
Services 1955-56  
Fiscal Year

Ordinance No. 4907, entitled: "An Ordinance Of The City Of San Jose Authorizing The Mayor And City Manager To Execute An Agreement With Logan & Frazer, A Copartnership, Certified Public Accountants, To Make Certain Audits For The Fiscal Year Commencing September 1, 1955 And Ending August 31, 1956; Authorizing The Expenditure Of The Sum Of Eighteen Hundred Twenty-Five Dollars (\$1,825) For The Purpose Of Compensating Said Accountants In Accordance With And Subject To The Terms Of Said Agreement, And Providing For Additional Compensation To Be Paid Accountants For Consultant Services", passed to print October 17, 1955, is given final reading and upon motion of Councilman Watson, seconded by Councilman Hathaway, adopted:

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

Auditing Services

Councilman Moore proposes and moves adoption of resolution that the matter of feasibility of employment of the same firm of Certified Public Accountants to perform certain audits for each successive year be referred to the Committee of the Whole for consideration and report, seconded by Councilman Watson and adopted:

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

Ordinance No. 4908  
Authorize Agreement  
State Of California  
Sale Of Additional  
Land For Highway

Ordinance No. 4908, entitled: "Ordinance Of The City Of San Jose Authorizing Execution Of An Amendment To A Right-Of-Way Contract Between Said City And The State Of California Providing For The Sale By Said City To Said State Of Certain Lands Proposed To Be Used For State Highway Purposes", passed to print October 17, 1955, is given final reading and upon motion of Councilman Hathaway, seconded by Councilman Foley, adopted:

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

Ordinance No. 4909  
Rezoning Lincoln Ave.  
Between Malone Rd.  
And Curtner Ave.

Ordinance No. 4909, entitled: "An Ordinance Amending The San Jose Municipal Code By Adding A New Section Thereto To Be Numbered 9102.44249 Rezoning Portions Of Real Property On Both Sides Of Lincoln Avenue Between Malone Road And Curtner Avenue As Herein Described", passed to print

October 17, 1955, is given final reading and upon motion of Councilman  
Foley, seconded by Councilman Solari, adopted:

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

Ordinance No. 4910  
Zoning Winchester  
No. 3

Ordinance No. 4910, entitled: "An Ordinance Amending Article IX,  
(Zoning) Chapter I Of The San Jose Municipal Code, By Adding Thereto A New  
Section, To Be Designated 9102.24z51", passed to print October 17, 1955, is  
given final reading and upon motion of Councilman Hathaway, seconded by  
Councilman Solari, adopted:

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

Ordinance No. 4911  
Weather Bureau  
Services  
Ernest O. Bilwiller

Ordinance No. 4911, entitled: "An Ordinance Of The City Of San  
Jose Authorizing The Execution Of A Contract With An Independent Contractor  
For The Furnishing Of Expert Weather Bureau Services To Said City", passed  
to print October 17, 1955, is given final reading and upon motion of  
Councilman Hathaway, seconded by Councilman Solari, adopted:

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

Ordinance No. 4912  
Agricultural Services  
Frank Vargas

Ordinance No. 4912, entitled: "An Ordinance Of The City Of San  
Jose Authorizing The Execution Of A Contract With An Independent Contractor  
For The Furnishing Of Expert Agricultural Services To Said City", passed to  
print October 17, 1955, is given final reading and upon motion of Council-  
man Hathaway, seconded by Councilman Solari, adopted:

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

Ordinance No. 4913  
Agricultural Services  
Manuel Briar

Ordinance No. 4913, entitled: "An Ordinance Of The City Of San Jose  
Authorizing Execution Of A Contract With An Independent Contractor For The  
Furnishing Of Expert Park Care And Maintenance Services To Said City",  
passed to print October 17, 1955, is given final reading and upon motion  
of Councilman Hathaway, seconded by Councilman Solari, adopted:

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

Ordinance No. 4914  
Engineering Services  
Irving L. Ryder

Ordinance No. 4914, entitled: "An Ordinance Of The City Of San  
Jose Authorizing The Execution Of A Contract With An Independent Engineering  
Contractor For The Furnishing Of Expert Engineering Services To Said City",  
passed to print October 17, 1955, is given final reading and upon motion of  
Councilman Watson, seconded by Councilman Solari, adopted:

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

Proposed Almaden Ave.  
Widening Preliminary  
Appraisals

Michael H. Antonacci, Director of Planning, recommends that in  
connection with the proposed widening of Almaden Avenue, the Department of  
Planning be authorized to make preliminary appraisals on the majority of  
property which would have to be used for street widening purposes and on  
cost of moving buildings which may have to be relocated and that expert  
appraisal services be obtained for certain other properties at an estimated  
expense of \$1,500. By unanimous consent, said recommendation is referred  
to the Committee of the Whole.

Lighting In Vicinity  
Of Backesto Park

Councilman Watson proposes and moves adoption of resolution that  
consideration of the report due from the Committee on Lands, Parks and  
Public Structures and the City Engineer as to how lighting in the vicinity  
of Backesto Park can be improved, be deferred to October 31, 1955, seconded  
by Councilman Moore, adopted:

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

Malone Rd.,  
Lincoln Ave.-  
Guadalupe River  
Award  
Resolution No. 11652

Harold J. Flannery, City Engineer, reports that the bid of Leo  
F. Piazza Paving Co., opened October 10, 1955, is the lowest responsible  
bid for improvement of Malone Road between the center line of Lincoln  
Avenue and the westerly bank of the Guadalupe River, and recommends that  
said bid be accepted. Resolution No. 11652, awarding contract for improve-  
ment of Malone Road between the center line of Lincoln Avenue and the  
westerly bank of the Guadalupe River to Leo F. Piazza Paving Co., is read

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

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

Continuation Of  
Reduction Of  
Franchise Tax  
San Jose City Lines  
Ordinance No. 4915

Ordinance No. 4915, entitled: "An Ordinance Amending Ordinance  
No. 3594, Entitled: 'An Ordinance Of The City Of San Jose Granting A Fran-  
chise To San Jose City Lines, Inc., A Corporation, For The Establishment,  
Maintenance And Operation Of A Motor Coach Transportation System Over Cer-  
tain Streets In The City Of San Jose For The Transportation For Hire Of  
Passengers As A Common Carrier, And Fixing The Terms And Conditions Thereof',  
Adopted December 20, 1948, By Amending Section 8 Thereof Relating To Com-  
pensation To Be Paid City", is presented by the City Attorney, read, and  
upon motion of Councilman Moore, seconded by Councilman Hathaway, passed  
to print:

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

Resolution No. 11653  
Amending  
Rules & Regulations  
Police Dept.

Resolution No. 11653 adopting amendments to Rules and Regula-  
tions and Manual of Procedure for the government of the San Jose Police  
Department is read, and upon motion of Councilman Hathaway, seconded by  
Councilman Watson, adopted:

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

Councilman Watson  
Leaves Session

Councilman Watson requests and is granted permission to leave  
session.

Bids  
Demolition Of 7  
City-Owned Buildings

Council now considers the proposals or bids, opened October 10,  
1955, for demolition of 7 city-owned buildings located at 84 N. San Pedro  
Street, 97 N. Market Street, 85 N. Market Street, 77 N. 3rd Street,  
61 N. 3rd Street, 55 N. 3rd Street, and 43-49 N. 3rd Street.

H. J. Flannery, City Engineer, reports that the bids are excessive  
and recommends and Councilman Hathaway proposes and moves adoption  
of resolution that all bids be rejected and that the City Manager

be authorized to invite new bids, seconded by Councilman Moore and adopted:

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

Bids  
Demolition Of 7  
City-Owned Buildings  
Resolution No. 11654

Resolution No. 11654 adopting plans and specifications for demolishing City-owned buildings is read and upon motion of Councilman Hathaway, seconded by Councilman Moore, adopted:

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

Councilman Watson  
Re-Enters

Councilman Watson now re-enters and is seated.

Police Dept.  
Form Of Organization

Recommendation of the Chief of Police, approved by the City Manager, dated October 13, 1955, deferred from October 17, 1955, that in accordance with the provisions of Article X, Section 74 of the Charter, the Council determine the Form of Organization of the Police Department to be as follows:

|                                   |                                |
|-----------------------------------|--------------------------------|
| 1 - Chief of Police               | 89 - Police Officers           |
| 1 - Assistant Chief of Police     | 2 - Traffic Analyst Assistants |
| 1 - Inspector of Operations       | 1 - Bicycle Bureau Chief       |
| 1 - Chief of Detectives           | 5 - Juvenile Officers          |
| 3 - Captains                      | 1 - Policewoman                |
| 1 - Traffic Analyst               | 1 - Stenographer Clerk III     |
| 3 - Lieutenants                   | 2 - Typist Clerks II           |
| 25 - Sergeants (Detective)        | 2 - Stenographer Clerks II     |
| 1 - Chief Identification Officer  | 2 - Stenographer Clerks I      |
| 1 - Senior Identification Officer |                                |
| 6 - Identification Officers       |                                |
| Director of Auxiliary Police      | 149 Total                      |

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

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

Proposed Purchase  
NW Corner Prevost  
And San Carlos Sts.

Michael H. Antonacci, Director of Planning, recommends that for purpose of the proposed widening of West San Carlos Street, certain property on northwest corner of Prevost and San Carlos Streets be purchased for \$5,009.82. Councilman Hathaway proposes and moves adoption of resolution that the proposed purchase of said property be approved, seconded by Councilman Moore and adopted:

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

Payment Authorized

Certificate of H. J. Flannery, City Engineer, approved by  
A. P. Hamann, City Manager, that there is due and payable to A. J. Raisch  
Paving Company on contract for the improvement of First Street and Willow  
Street, M.C.S. Proj. No. 162; Second Street, M.C.S. Proj. No. 166; Julian  
Street, M.C.S. Proj. No. 167; Hedding and Newhall Streets, M.C.S. Proj.  
No. 168 (1), a second partial payment in the amount of \$10,310.42, is read.  
Councilman Watson proposes and moves adoption of resolution that said pay-  
ment be authorized, seconded by Councilman Moore and adopted:

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

Resolution No. 11655  
Withdrawing  
Kirkland No. 1  
From Central Fire  
Protection District

Resolution No. 11655, withdrawing certain territory designated  
Kirkland No. 1 from the Central Fire Protection District of the County of  
Santa Clara, is presented by the City Attorney and upon motion of Council-  
man Watson, seconded by Councilman Hathaway, adopted:

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

Resolution No. 11656  
Withdrawing  
Kirkland No. 2  
From Central Fire  
Protection District

Resolution No. 11656, withdrawing certain territory designated  
Kirkland No. 2 from the Central Fire Protection District of the County of  
Santa Clara, is presented by the City Attorney and upon motion of Council-  
man Watson, seconded by Councilman Foley, adopted:

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

Ordinance No. 4916  
Authorizing Contract  
Photographic Services Authorizing Execution Of A Contract With An Independent Contractor For The  
Police Dept.

Ordinance No. 4916, entitled: "Ordinance Of The City Of San Jose  
Furnishing Of Expert Photographic Services To Said City", is presented by  
the City Attorney, and upon motion of Councilman Watson, seconded by  
Councilman Hathaway, passed to print:

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

Resolution No. 11657  
Revocable Permit  
Owens-Corning  
Fiberglas Corp.

Ferdinand P. Palla, City Attorney, presents and files copy of communication from Owens-Corning Fiberglas Corporation to the City Engineer requesting permission to use the road owned by the City of San Jose and which borders the southeast portion of the Fiberglas property on Los Esteros Road in Alviso. Resolution No. 11657, which grants revocable permission to Owens-Corning Fiberglas Corporation to use that certain private road owned by the City of San Jose situate off Los Esteros Road on and adjacent to the San Jose Outfall Sewer for the purpose of ingress to and egress from their property which fronts on Los Esteros Road, is read and upon motion of Councilman Watson, seconded by Councilman Moore, adopted:

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

Proposed Lease  
Agricultural Lands  
Municipal Airport  
Resolution No. 11658

Proposed lease and notice of lease of agricultural lands located on the Municipal Airport are presented by the City Attorney. Resolution No. 11658 authorizing and directing the City Manager to issue and cause to be published a notice of public auction of said lease is read and upon motion of Councilman Watson, seconded by Councilman Hathaway, adopted:

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

Proposed Lease  
Dwellings  
Municipal Airport  
Resolution No. 11659

Proposed lease and notice of lease of 2 parcels of land of the Municipal Airport, upon each of which is located a dwelling house, are presented by the City Attorney. Resolution No. 11659 authorizing and directing the City Manager to issue and cause to be published a notice of public auction of said lease is read and upon motion of Councilman Watson, seconded by Councilman Solari, adopted:

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

Proposed Lease  
Airport Land

Proposed lease and notice of lease of .70 acres, and option for 1.58 acres of land at the Municipal Airport for erection by lessee of a

building for specified uses, dated October 21, 1955, is presented by the City Attorney. A. P. Hamann, City Manager, reports that the lessee will, in addition to other provisions of the lease, be required to pay taxes on the real property so leased and the improvements thereon and that in the event that this portion of the Municipal Airport were needed for municipal purposes before the expiration of the lease, that title to said property could be cleared by eminent domain proceedings. James M. Nissen, Airport Manager, reports that said proposed lease is in accordance with the Municipal Airport master plan and that title to the proposed buildings will remain with the proposed lessee so that a higher revenue can be anticipated from him. By unanimous consent, the matter of the proposed leasing is referred to the Committee of the Whole.

Invite Bids  
Rototiller

A. P. Hamann, City Manager, recommends and Councilman Hathaway proposes and moves adoption of resolution that the City Manager be authorized to invite bids for furnishing 1 Rototiller for the Department of Public Works, seconded by Councilman Foley and adopted:

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

Resolution No. 11660  
Designating  
Two-Way Stop  
Intersection

Recommendation of the Traffic Analyst that Dana and Hester Avenues be designated as a stop intersection, traffic to stop on Hester Avenue, is presented and filed by the City Manager. Resolution No. 11660, determining and designating certain stop intersections, is read and upon motion of Councilman Foley, Seconded by Councilman Solari, adopted:

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

Free Airport Parking  
For National Guard  
Aircraft

A. P. Hamann, City Manager, presents and files recommendation of James M. Nissen, Airport Manager, approved by the City Engineer, that the California National Guard be allowed to park its L-19 Cessna liaison airplane on the Municipal Airport, and that schedule of rates and charges for aircraft parking be waived. Councilman Watson proposes and moves adoption of resolution that said recommendation be approved, seconded by Councilman Hathaway and adopted:

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

Official Welcome  
Consul General  
Of Israel

Acting City Clerk reads and Councilman Solari proposes and moves adoption of resolution officially welcoming Dr. Avraham Biran, Consul General of the State of Israel, on the occasion of his first visit to the City of San Jose on November 6, 1955, seconded by Councilman Hathaway and adopted:

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

Street Flags  
Halloween Parade

Councilman Hathaway presents request of Willow Glen Lions Club that flags be suspended across Lincoln Avenue between Coe and Minnesota Avenues on October 31, 1955 in connection with Halloween parade. Councilman Watson proposes and moves adoption of resolution that said request be granted, seconded by Councilman Solari and adopted:

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

Application To  
Civil Aeronautics  
Board For  
Southwest Airlines

A. P. Hamann, City Manager, recommends and Councilman Moore proposes and moves adoption of resolution that the City Manager be authorized to sign an application to the Civil Aeronautics Board on behalf of Southwest Airlines request to reopen its application regarding direct flights from San Jose to Reno and Las Vegas and non-stop flights from San Jose to Los Angeles, seconded by Councilman Solari and adopted:

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

Operation Of  
Off-Street  
Parking Lots

Councilman Foley reports of complaints received relative to free night use of city-owned parking lots at N. Third and St. John Streets and at S. Third and San Antonio Streets. A. P. Hamann, City Manager, reports that the S. Third and San Antonio Streets parking lot is being operated during the day and that it is anticipated that the contractor who will demolish the city-owned buildings now on the N. Third and St. John Streets parking lot will require most of the parking space now available for the storage of equipment and materials.

Contract For  
Administration Of  
Poliomyelitis  
Vaccine Program

Ferdinand P. Palla, City Attorney, presents proposed contract with the California State Department of Public Health for the administration

of the Poliomyelitis Vaccine Program. Councilman Watson proposes and moves adoption of resolution that City Attorney prepare and submit a resolution authorizing the execution of said contract, seconded by Councilman Moore and adopted:

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

Recess

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

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

Recess

The Council now recesses at 7:41 o'clock P.M.

Reconvene

The Council now reconvenes at 8:06 o'clock P.M. and the Acting Clerk calls the roll:

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

Bids  
Parking Lot  
Entrances &  
Offices

Acting Clerk reports receipt of two sealed proposals or bids for the construction of parking lot entrances and attendants' offices. Councilman Hathaway proposes and moves adoption of resolution that said proposals or bids be opened, seconded by Councilman Solari and adopted:

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

Bids

Acting Clerk now opens said sealed proposals or bids.

| Item   | Bidders   |  |
|--|---|--|
|  | Barnhart<br>Construction<br>Company<br>Price<br>\$ Cts. | Farr &<br>McCullough<br>Price<br>\$ Cts. |
| Construct two auxiliary entrances and one main entrance with attendants' offices, per lump sum | 9,995.00  | 9,301.46                                 |

Guarantee: Barnhart Construction Company - bid bond of American Casualty Company in amount of \$2,000; Farr & McCullough - bid bond of Globe Indemnity Company in amount of 10% of bid.

Bids  
Parking Lot  
Entrances &  
Offices

Councilman Hathaway proposes and moves adoption of resolution that said proposals or bids be referred to the City Engineer for

consideration and report, seconded by Councilman Moore and adopted:

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

Bids  
Table Saw

Acting Clerk reports receipt of two sealed proposals or bids for one 12-inch table saw. Councilman Hathaway proposes and moves adoption of resolution that said proposals or bids be opened, seconded by Councilman Watson and adopted:

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

Bids

Acting Clerk now opens said sealed proposals or bids.

| Item                               | Bidders                          |                                   |
|------------------------------------|----------------------------------|-----------------------------------|
|                                    | Haven Saw &<br>Tool Co.<br>Price | San Jose<br>Hardware Co.<br>Price |
|                                    | \$ Cts.                          | \$ Cts.                           |
| 12" table saw                      | 1,024.15                         | 924.15                            |
| LESS trade-in of 10" multiplex saw | 151.95                           | No bid                            |
| TOTAL PRICE                        | 872.20                           | 924.15                            |

Guarantee: Haven Saw & Tool Co. - money order No. 1571829 (90-86-1211) in amount of \$87.25; San Jose Hardware Co. - certified #6848 check #17137 (90-78-1211) in amount of \$100.00.

Bids  
Table Saw

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

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

Resolution No. 11661  
Protest Determination  
Monterey Park No. 7  
Annexation  
(Uninhabited)

This being the time and place fixed by Resolution No. 11534 adopted September 6, 1955, when and where any person owning real property in the uninhabited territory proposed to be annexed to the City of San Jose and designated as "Monterey Park No. 7", may appear and show cause why such territory should not be so annexed, Acting City Clerk advises that no protests to said proposed annexation have been filed. No person is present desirous of being heard. Ferdinand P. Palla, City Attorney, presents and files affidavit of Alice G. Wade of the publication in the San Jose News on September 26 and October 3, 1955, of Resolution No. 11534; affidavit of

John S. Baggerly of the publication in the Los Gatos Times-Saratoga Observer on September 26 and October 3, 1955, of Resolution No. 11534; affidavit of Dorothy Covill, City Clerk, showing the names and addresses of owners of property and others to whom notices were mailed regarding the proposed annexation and date and time of hearing thereon; and refers to written consent of Joseph V. Gomes and Jenny I. Gomes to said proposed annexation. Resolution No. 11651 finding and determining that protest to said proposed annexation of Monterey Park No. 7 has not been made by owners of one-half of the value of said territory as shown on the last equalized assessment roll nor by public and private owners of one-half of the value of such territory as determined by the Council, is presented by the City Attorney and upon motion of Councilman Watson, seconded by Councilman Moore, adopted:

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

Monterey Park No. 7  
Annexation  
(Uninhabited)  
Public Hearing

Councilman Watson proposes and moves adoption of resolution that the public hearing on the proposed annexation of uninhabited territory designated Monterey Park No. 7 be closed, seconded by Councilman Moore and adopted:

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

Ordinance No. 4917  
Annexing  
Monterey Park No. 7  
(Uninhabited)

Ordinance No. 4917, entitled: "An Ordinance Of The City Of San Jose Approving The Annexation To The City Of San Jose Of Certain Uninhabited Territory Designated 'Monterey Park No. 7' 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 Moore, seconded by Councilman Watson, passed to print:

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

Resolution No. 11662  
Protest Determination  
Carlton No. 2  
Annexation  
(Uninhabited)

This being the time and place fixed by Resolution No. 11541, adopted September 12, 1955, when and where any person owning real property

in the uninhabited territory proposed to be annexed to the City of San Jose and designated "Carlton No. 2", may appear and show cause why such territory should not be so annexed, Acting City Clerk advises that no protests to said proposed annexation have been filed. No person is present desirous of being heard. Ferdinand P. Falla, City Attorney, presents and files affidavit of Alice G. Wade of the publication in the San Jose News on September 26 and October 3, 1955, of Resolution No. 11541; affidavit of John S. Baggerly of the publication in the Los Gatos Times-Saratoga Observer on September 26 and October 3, 1955, of Resolution No. 11541; affidavit of Dorothy Covill, City Clerk, showing the names and addresses of owners of property and others to whom notices were mailed regarding the proposed annexation and date and time of hearing thereon. Resolution No. 11662 finding and determining that protest to said proposed annexation of Carlton No. 2 has not been made by owners of one-half of the value of said territory as shown on the last equalized assessment roll nor by public and private owners of 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 Watson, adopted:

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

Carlton No. 2  
Annexation  
(Uninhabited)  
Public Hearing

Councilman Watson proposes and moves adoption of resolution that the public hearing on the proposed annexation of uninhabited territory designated Carlton No. 2 be closed, seconded by Councilman Moore and adopted:

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

Ordinance No. 4918  
Annexing  
Carlton No. 2  
(Uninhabited)

Ordinance No. 4918, entitled: "An Ordinance Of The City Of San Jose Approving The Annexation To The City Of San Jose Of Certain Uninhabited Territory Designated 'Carlton No. 2' 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 Solari, passed to print:

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

Resolution No. 11663  
Protest Determination  
Carlton No. 3  
Annexation  
(Uninhabited)

This being the time and place fixed by Resolution No. 11542, adopted September 12, 1955, when and where any person owning real property in the uninhabited territory proposed to be annexed to the City of San Jose and designated "Carlton No. 3", may appear and show cause why such territory should not be so annexed, Acting City Clerk advises that no protests to said proposed annexation have been filed. No person is present desirous of being heard. Ferdinand P. Palla, City Attorney, presents and files affidavit of Alice G. Wade of the publication in the San Jose News on September 26 and October 3, 1955, of Resolution No. 11542; affidavit of John S. Baggerly of the publication in the Los Gatos Times-Saratoga Observer on September 26 and October 3, 1955, of Resolution No. 11542; affidavit of Dorothy Covill, City Clerk, showing the names and addresses of owners of property and others to whom notices were mailed regarding the proposed annexation and date and time of hearing thereon. Resolution No. 11663 finding and determining that protest to said proposed annexation of Carlton No. 3 has not been made by owners of one-half of the value of said territory as shown on the last equalized assessment roll nor by public and private owners of one-half of the value of such territory as determined by the Council, is presented by the City Attorney and upon motion of Councilman Watson, seconded by Councilman Hathaway, adopted:

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

Carlton No. 3  
Annexation  
(Uninhabited)  
Public Hearing

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

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

Ordinance No. 4919  
Annexing  
Carlton No. 3  
(Uninhabited)

Ordinance No. 4919, entitled: "An Ordinance Of The City Of San Jose Approving The Annexation To The City Of San Jose Of Certain Uninhabited Territory Designated 'Carlton No. 3' 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 Watson, seconded by Councilman Solari, passed to print:

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

Proposed Rezoning  
S. Second St.,  
Reed To Martha  
Hearing

This being the time and place fixed on September 26, 1955, for public hearing for the purpose of considering and discussing the proposal, pursuant to Section 9112.1(b) of the San Jose Municipal Code, for the proposed rezoning of all or a part of real property on the east and west sides of South Second Street, between Reed and Martha Streets, from R-4 Residence District to C-L Commercial District (Limited), Acting City Clerk reports that no protests to said proposed rezoning have been filed. No person is present desirous of being heard. Councilman Watson proposes and moves adoption of resolution that said hearing be closed, seconded by Councilman Hathaway and adopted:

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

Proposed Rezoning  
S. Second St.,  
Reed To Martha  
Hearing

Councilman Hathaway proposes and moves adoption of resolution that the recommendation of City Planning Commission that portions of real property on the east and west sides of South Second Street, between Reed and Martha Streets, be not rezoned from R-4 Residence District to C-L Commercial District (Limited), be accepted, seconded by Councilman Hathaway and adopted:

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

Zoning  
Boynton No. 1  
Annexed Area  
Hearing

This being the time and place designated for the purpose of considering and discussing the final report of the City Planning Commission on the zoning of the uninhabited annexed area known as "Boynton No. 1", Acting City Clerk reports that no protest to said proposed zoning has been filed. No person is present desirous of being heard. Councilman Hathaway proposes and moves adoption of resolution that said public hearing be closed, seconded by Councilman Solari and adopted:

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

Ordinance No. 4920  
Zoning  
Boynton No. 1

Ordinance No. 4920, entitled: "An Ordinance Amending Article IX,  
(Zoning) Chapter I Of The San Jose Municipal Code, By Adding Thereto A New  
Section, To Be Designated 9102.24z52", is read and upon motion of Council-  
man Hathaway, seconded by Councilman Solari, passed to print:

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

Zoning  
Ross No. 1  
Annexed Area  
Hearing

This being the time and place designated for the purpose of con-  
sidering and discussing the final report of the City Planning Commission on  
the zoning of the uninhabited annexed area known as "Ross No. 1", Acting  
City Clerk reports that no protest to said proposed zoning has been filed.  
No person is present desirous of being heard. Councilman Hathaway proposes  
and moves adoption of resolution that said public hearing be closed,  
seconded by Councilman Solari and adopted:

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

Ordinance No. 4921  
Zoning  
Ross No. 1

Ordinance No. 4921, entitled: "An Ordinance Amending Article IX,  
(Zoning) Chapter I Of The San Jose Municipal Code, By Adding Thereto A New  
Section, To Be Designated 9102.24z53", is read and upon motion of Council-  
man Foley, seconded by Councilman Hathaway passed to print:

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

Zoning  
Ross No. 2  
Annexed Area  
Hearing

This being the time and place designated for the purpose of con-  
sidering and discussing the final report of the City Planning Commission on  
the zoning of the uninhabited annexed area known as "Ross No. 2", Acting  
City Clerk reports that no protest to said proposed zoning has been filed.  
No person is present desirous of being heard. Councilman Hathaway proposes  
and moves adoption of resolution that said public hearing be closed,  
seconded by Councilman Solari and adopted:

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

Ordinance No. 4922  
Zoning Ross No. 2

Ordinance No. 4922, entitled: "An Ordinance Amending Article IX,  
(Zoning) Chapter I Of The San Jose Municipal Code, By Adding Thereto A New  
Section, To Be Designated 9102.24z54", is read and upon motion of Councilman  
Foley, seconded by Councilman Solari, passed to print:

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

Zoning  
Monterey Park No. 4  
Annexed Area  
Hearing

This being the time and place designated for the purpose of con-  
sidering and discussing the final report of the City Planning Commission on  
the zoning of the uninhabited annexed area known as "Monterey Park No. 4",  
Acting City Clerk reports that no protest to said proposed zoning has been  
filed. No person is present desirous of being heard. Councilman Hathaway  
proposes and moves adoption of resolution that said public hearing be  
closed, seconded by Councilman Solari and adopted:

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

Ordinance No. 4923  
Zoning  
Monterey Park No. 4

Ordinance No. 4923, entitled: "An Ordinance Amending Article IX,  
(Zoning) Chapter I Of The San Jose Municipal Code, By Adding Thereto A New  
Section, To Be Designated 9102.24z55", is read and upon motion of Council-  
man Hathaway, seconded by Councilman Solari, passed to print:

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

Delmas And Spencer  
Avenues  
Assessment Rates  
Hearing

This being the time and place fixed for hearing protests to the  
diagram, assessment and schedule of assessment rates heretofore prepared and  
filed on September 30, 1955, by H. J. Flannery, City Engineer, on the im-  
provement of Delmas Avenue from the south property line of Willow Street to  
Spencer Avenue, also Spencer Avenue from Delmas Avenue to the southwesterly  
line of Tract No. 302, Graham Moulton Subdivision, Acting Clerk advises  
that no protests 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 Solari and adopted:

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

Delmas And  
Spencer Avenues  
Resolution No. 11664  
Ordering Improvements  
Approving And  
Confirming

Resolution No. 11664, approving and confirming assessment levied for the improvement of Delmas Avenue from the south property line of Willow Street to Spencer Avenue, also Spencer Avenue from Delmas Avenue to the southwesterly line of Tract No. 302, Graham Moulton Subdivision and ordering warrant therefore, is read and upon motion of Councilman Watson, seconded by Councilman Moore, adopted:

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

Laurel St.  
Polhemus-Emory Sts.  
Issuance Of  
Bonds Hearing

This being the time and place fixed for hearing protests why bonds should not be issued upon the security of the unpaid assessments as shown on list prepared and filed by the City Engineer, for the improvement of Laurel Street between the north property line of Polhemus Street and the south property line of Emory Street, Acting City Clerk reports that no protests 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 Moore and adopted:

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

Laurel St.  
Polhemus-Emory Sts.  
Resolution No. 11665  
Issuance Of Bonds

Resolution No. 11665, providing for the issuance of street improvement bonds on the security of the unpaid assessment for the improvement of Laurel Street between the north property line of Polhemus Street and the south property line of Emory Street, is read and upon motion of Councilman Watson, seconded by Councilman Hathaway, adopted:

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

Claim For Damages  
Pressenda, Luigi  
And Rina

Claim of Luigi Pressenda and Rina Pressenda for alleged injuries and damages in amount of \$13,500.00 resulting from operation of Municipal Disposal Ground, is presented. Councilman Moore proposes and moves

adoption of resolution that said claim be referred to the City Attorney for consideration, seconded by Councilman Hathaway and adopted:

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

State Alcoholic Rehabilitation Commission Rehabilitation Program

Communication from State Alcoholic Rehabilitation Commission relative to a proposed treatment and rehabilitation program in the San Jose area is presented. Councilman Hathaway proposes and moves that said communication be referred to the City Health Officer for consideration and report, seconded by Councilman Foley and adopted:

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

Gasoline Service Station NE Corner N. First St. And Gish Rd.

Application of the Tide Water Associated Oil Company, for a permit to establish a gasoline service station at the NE corner of North 1st Street and Gish Road, in accordance with the provisions of the San Jose Municipal Code, heretofore referred to and approved by the Chief, Fire Prevention Bureau, the City Engineer and the Director of Planning, is presented. Councilman Watson proposes and moves adoption of resolution that said permit be granted, seconded by Councilman Solari, and adopted:

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

Federated City Employees Retirement System Improvement Bonds

Communication from Retirement Board, Federated City Employees Retirement System, expressing interest in the purchase of San Jose Public Improvement Bonds is presented and, by unanimous consent, filed.

Assessment Proceedings Procedure

Leo F. Piazza appears and states that approximately \$100,000 is due his company because of the fact that public assessment proceedings have not been completed in connection with various street improvement projects which his firm has performed and recommends that contractors making improvements under public contract be paid on a monthly estimate basis. Councilman Moore proposes and moves adoption of resolution that the matter of the procedures followed in issuing improvement bonds upon unpaid assessments be referred to the Committee of the Whole for consideration

and report, seconded by Councilman Watson and adopted:

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

Box Seats  
Municipal  
Baseball Stadium

Emery J. Delmas, Attorney at Law, presents request of Charles F. Mallory that box seats be installed at the Municipal Baseball Stadium in order to facilitate and sustain baseball in San Jose and advises that said installation will be instrumental in obtaining a franchise and that an architect has prepared proposed plans for the construction of 758 box seats, at an estimated expense of \$15,000.00, which would not require a change in the layout of the playing field but which would eliminate 500 present grandstand seats. Councilman Hathaway proposes and moves adoption of resolution that City Manager and City Engineer report on October 31, 1955 as to estimated costs and feasibility of said installation, seconded by Councilman Watson and adopted:

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

Homecoming Parade  
San Jose  
Junior College

Request of San Jose Junior College that permit be granted to conduct a Homecoming parade from 2:30 to 3:30 o'clock P.M. November 4, 1955, heretofore referred to and approved by the Chief of Police, is presented. Councilman Hathaway proposes and moves adoption of resolution that said parade permit be granted, seconded by Councilman Moore and adopted:

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

Proposed Two-Way  
Stop Signs  
Julian & Autumn Sts.

Petition of Eleanor Tosello and others requesting that stop signs be installed on West Julian Street at Autumn Street is presented and filed. Councilman Moore 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, Solari, Watson  
and Starbird.  
Noes: Councilmen - None.  
Absent: Councilmen - Santora.

Plaque  
Sewage Treatment Plant

Councilman Watson proposes and moves adoption of resolution that upon completion of the Sewage Treatment Plant, a plaque be affixed thereto which will contain the names of the Councilmen who held office at the time the contract for its construction was signed, seconded by Councilman Solari and adopted:

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

Proposed Lease  
Airport Land

Resolution No. 11666 that a .70 acre parcel of land of the Municipal Airport be leased for a term of twenty-five years and that an option be given to the proposed lessee for 1.58 acres of land for erection by lessee of a building for specified uses. Resolution No. 11666 authorizing and directing the City Manager to issue and cause to be published a notice of public auction of said lease and option is read and upon motion of Councilman Watson, seconded by Councilman Hathaway, adopted:

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

Proposed Health  
Insurance Plan  
City Employees

Mayor Starbird reports that the Committee of the Whole recommends and Councilman Moore proposes and moves adoption of resolution that the matter of preparing specifications for the proposed health insurance plan for city employees be referred to the Committee on Finance for consideration and report on October 31, 1955, seconded by Councilman Watson and adopted:

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

Proposed Almaden Ave.  
Widening

Preliminary Appraisals and Councilman Hathaway proposes and moves adoption of resolution that in connection with the proposed widening of Almaden Avenue, the Department of Planning be authorized to make appraisals on the majority of property which will have to be used for street widening purposes and on the cost of moving buildings which may have to be relocated and that expert appraisal services

for certain other properties be not secured at this time, seconded by  
Councilman Moore and adopted:

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

Resolution No. 11667  
Disability Compensation  
Arthur A. MacLean  
Fire Captain

Resolution No. 11667, providing for additional disability com-  
pensation to Arthur A. MacLean from October 11, 1955 to and including  
November 9, 1955, on account of injuries received while acting as Captain  
in the Fire Department, is presented and upon motion of Councilman Moore,  
seconded by Councilman Foley, adopted:

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

Resolution No. 11668  
Disability Compensation  
Henry H. Anderson, Sr.  
Fire Captain

Resolution No. 11668, providing for additional disability com-  
pensation to Henry H. Anderson, Sr., from October 26, 1955 to and including  
October 31, 1955, on account of injuries received while acting as Captain  
in the Fire Department, is presented and upon motion of Councilman Watson,  
seconded by Councilman Solari, adopted:

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

Auditor's  
Annual Report

Report of the City Auditor for Fiscal Year September 1, 1954, to  
August 31, 1955, is presented and by unanimous consent, filed.

Contract Bonds

Councilman Watson proposed and moves adoption of resolution that  
in contract with Roy M. Butcher Electric, awarded October 10, 1955, for  
the installation of fixed-time signals at ten intersections in the City of  
San Jose, the bond for faithful performance be fixed at \$3,435.00 and the  
bond of Roy M. Butcher Electric, as principal, and Massachusetts Bonding  
and Insurance Company, as surety, to the City of San Jose, in the amount  
of \$6,870.00, securing claims of materialmen and laborers, be approved,  
seconded by Councilman Solari and adopted:

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

Resolution No. 11669  
Tract No. 1591  
Winchester Woods  
Fixing Curb Grades

Resolution No. 11669 fixing official curb grades and positions of curbs for portions of Santa Clara-Los Gatos highway, Greentree Way, Westfield Avenue, Fireside Drive, Redoaks Drive, Castlemont Avenue, Woodlawn Avenue, Greenbriar Avenue and Daywood Avenue, all in or adjacent to Tract No. 1591, Resubdivision of portions of Tract Nos. 1483 and 1484, Winchester Woods, is presented and upon motion of Councilman Watson, seconded by Councilman Hathaway, adopted:

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

Resolution No. 11670  
Tract No. 1591  
Winchester Woods  
Adopting Plans

Resolution No. 11670, adopting plans and specifications for the improvement of Tract No. 1591, Resubdivision of portions of Tract Nos. 1483 and 1484, Winchester Woods, is presented and upon motion of Councilman Watson, seconded by Councilman Hathaway, adopted:

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

Resolution No. 11671  
Tract No. 1591  
Winchester Woods  
Approving Final Map

Resolution No. 11671, approving and accepting Final Map of Tract No. 1591, Resubdivision of portions of Tract Nos. 1483 and 1484, Winchester Woods, is presented and upon motion of Councilman Watson, seconded by Councilman Hathaway, adopted:

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

Resolution No. 11672  
Tract No. 1591  
Winchester Woods  
Contract

Resolution No. 11672, approving and authorizing the execution of the contract for the improvement of Tract No. 1591, Resubdivision of portions of Tract Nos. 1483 and 1484, Winchester Woods, is presented and upon motion of Councilman Watson, seconded by Councilman Hathaway, adopted:

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

Resolution No. 11673  
Tract No. 1593  
Willow Pines  
Fixing Curb Grades

Resolution No. 11673, fixing official curb grades and positions of curbs for portions of Plummer Avenue, Booksin Avenue, Fuchsia Drive, and Larkspur Drive, all in or adjacent to Tract No. 1593, Willow Pines, is presented and upon motion of Councilman Watson, seconded by Councilman

Hathaway, adopted:

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

Resolution No. 11674  
Tract No. 1593  
Willow Pines  
Adopting Plans

Resolution No. 11674, adopting plans and specifications for the  
improvement of Tract No. 1593, Willow Pines, is presented and upon motion  
of Councilman Watson, seconded by Councilman Hathaway, adopted:

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

Resolution No. 11675  
Tract No. 1593  
Willow Pines  
Approving Final Map

Resolution No. 11675, approving and accepting Final Map of Tract  
No. 1593, Willow Pines, is presented and upon motion of Councilman Watson,  
seconded by Councilman Hathaway, adopted:

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

Resolution No. 11676  
Tract No. 1593  
Willow Pines  
Contract

Resolution No. 11676, approving and authorizing the execution of  
the contract for the improvement of Tract No. 1593, Willow Pines, is  
presented and upon motion of Councilman Watson, seconded by Councilman  
Hathaway, adopted:

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

Alcoholic Beverage  
Control Act

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

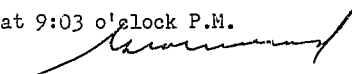
Adjourn

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

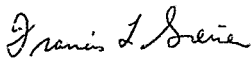
Ayes: Councilmen - Foley, Hathaway, Moore, Solari, Watson  
and Starbird.  
Noes: Councilmen - None.  
Absent: Councilmen - Santora.

Adjourn

Council now adjourns at 9:03 o'clock P.M.

  
GEORGE STARBIRD  
MAYOR

ATTEST:

  
FRANCIS L. GREINER  
ACTING CITY CLERK

Monday

San Jose, California

October 31, 1955

The Council of the City of San Jose convenes this day in regular session at 7:00 o'clock P.M.

Roll Call

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

Invocation

Invocation is given by Mayor George Starbird.

Minutes

Councilman Watson proposes and moves adoption of resolution that consideration of the Minutes of regular sessions of May 3, 10, 17, 18, 24, June 1, 7, 14, 21, 28, July 6, 12, 19, 26, Aug. 2, 6, 9, 16, 23, 26, 30, Sept. 7, 13, 20, 27, Oct. 4, 11, 15, 25, Nov. 1, 8, 15, 22, Dec. 6, 7, 13, 20, 27, 1954; Jan. 3, 10, 17, 24, 31, Feb. 7, 14, 21, 22, 28, Mar. 7, 4:00 o'clock P.M. and 8:00 o'clock P.M. Mar. 14, 21, 22, 28, 31, Apr. 4, 11, 18, 25, May 2, 9, 16, 18, 23, 31, June 6, 13, 20, 27, July 5, 11, 18, 25, Aug. 1, 4, 8, 15, 22, 29, Sept. 6, 12, 14, 26, 28, Oct. 3, 4, 10, 17, and 24, 1955, be deferred, seconded by Councilman Solari and adopted:

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

Noes: Councilmen - None.

Absent: Councilmen - None.

Ordinance No. 4915  
Continuation Of  
Reduction Of  
Franchise Tax  
San Jose City Lines

Ordinance No. 4915, entitled: "An Ordinance Amending Ordinance No. 3594, Entitled: 'An Ordinance Of The City Of San Jose Granting A Franchise To San Jose City Lines, Inc., A Corporation, For The Establishment, Maintenance And Operation Of A Motor Coach Transportation System Over Certain Streets In The City Of San Jose For The Transportation For Hire Of Passengers As A Common Carrier, And Fixing The Terms And Conditions Thereof', Adopted December 20, 1948, By Amending Section 8 Thereof Relating To Compensation To Be Paid City," passed to print October 24, 1955, is given final reading and upon motion of Councilman Foley, seconded by Councilmen Solari, adopted:

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

Noes: Councilmen - None.

Absent: Councilmen - None.

Ordinance No. 4916  
Authorizing Contract  
Photographic Services  
Police Dept.

Ordinance No. 4916, entitled: "Ordinance Of The City Of San Jose Authorizing Execution Of A Contract With An Independent Contractor For The Furnishing Of Expert Photographic Services To Said City," passed to print

October 24, 1955, 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. 4917  
Annexing  
Monterey Park No. 7  
(Uninhabited)

Ordinance No. 4917, entitled: "An Ordinance Of The City Of San Jose Approving The Annexation To The City Of San Jose Of Certain Uninhabited Territory Designated 'Monterey Park No. 7' And Herein Described, And Herein Annexing Said Territory To Said City Of San Jose," passed to print October 24, 1955, 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. 4918  
Annexing  
Carlton No. 2  
(Uninhabited)

Ordinance No. 4918, entitled: "An Ordinance Of The City Of San Jose Approving The Annexation To The City Of San Jose Of Certain Uninhabited Territory Designated 'Carlton No. 2' And Herein Annexing Said Territory To Said City Of San Jose", passed to print October 24, 1955, 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. 4919  
Annexing  
Carlton No. 3  
(Uninhabited)

Ordinance No. 4919, entitled: "An Ordinance Of The City Of San Jose Approving The Annexation To The City Of San Jose Of Certain Uninhabited Territory Designated 'Carlton No. 3' And Herein Described, And Herein Annexing Said Territory To Said City Of San Jose", passed to print October 24, 1955, is given final reading and upon motion of Councilman Solari, seconded by Councilman Hathaway, adopted:

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

Ordinance No. 4920  
Zoning  
Boynton No. 1

Ordinance No. 4920, entitled: "An Ordinance Amending Article IX, (Zoning) Chapter I Of The San Jose Municipal Code, By Adding Thereto A New Section, To Be Designated 9102.24z52", passed to print October 24, 1955, 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. 4921  
Zoning Ross No. 1

Ordinance No. 4921, entitled: "An Ordinance Amending Article IX,  
(Zoning) Chapter I Of The San Jose Municipal Code, By Adding Thereto A New  
Section, To Be Designated 9102.24x53", passed to print October 24, 1955, is  
given final reading 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. 4922  
Zoning Ross No. 2

Ordinance No. 4922, entitled: "An Ordinance Amending Article  
IX, (Zoning) Chapter I Of The San Jose Municipal Code, By Adding Thereto A  
New Section, To Be Designated 9102.24x54", passed to print October 24, 1955,  
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. 4923  
Zoning Monterey Park  
No. 4

Ordinance No. 4923 entitled: "An Ordinance Amending Article  
IX, (Zoning) Chapter I Of The San Jose Municipal Code, By Adding Thereto A  
New Section, To Be Designated 9102.24x55", passed to print October 24, 1955,  
is given final reading 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.

Lighting In Vicinity  
Of Backesto Park

I. J. Flannery, City Engineer, reports on behalf of the Commit-  
tee on Lands, Parks and Public Structures in connection with complaint of  
inadequate lighting in vicinity of Backesto Park and recommends that addi-  
tional tree trimming be accomplished in Backesto Park and that the Chief of  
Police arrange for additional police patrols in the area. Councilman  
Hathaway proposes and moves adoption of resolution that the recommendations

of the Committee on Lands, Parks, and Public Structures and the City Engineer be accepted, seconded by Councilman Solari and adopted:

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

Box Seats Municipal  
Baseball Stadium

A. P. Hamann, City Manager, recommends and Councilman Moore proposes and moves adoption of resolution that the matter of feasibility and cost of installing box seats in the Municipal Baseball Stadium be referred to the Committee of the Whole for consideration on November 7, 1955, seconded by Councilman Santora and adopted:

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

Committee Of The  
Whole Meetings

Councilman Moore proposes and moves adoption of resolution that the feasibility of holding Committee of the Whole meetings during regularly scheduled meetings of the City Council be referred to the Committee of the Whole for consideration on November 7, 1955, seconded by Councilman Santora and adopted:

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

Parking Lots  
Entrances and Offices  
Award

Harold J. Flannery, City Engineer, reports that the bid of Farr and McCullough, opened October 24, 1955, is the lowest responsible bid for constructing parking lot entrances and attendants' offices for the City of San Jose Off-Street Parking Lot Nos. 3 and 4, and recommends that said bid be accepted. Councilman Watson proposes and moves adoption of resolution that said bid of Farr and McCullough be accepted, contract be awarded for constructing parking lot entrances and attendants' offices for the City of San Jose Off-Street Parking Lot Nos. 3 and 4, and all other bids be rejected, seconded by Councilman Hathaway and adopted:

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

Table Saw  
Award

A. P. Hamann, City Manager, presents and files report of the Purchasing Agent that the bid of Haven Saw and Tool Co., opened October 24,

1955, is the lowest responsible bid for furnishing one 12 inch table saw, and recommends that said bid be accepted. Councilman Hathaway proposes and moves adoption of resolution that said bid of Haven Saw and Tool Co. be accepted, contract be awarded for furnishing said equipment, and all other bids be rejected, seconded by Councilman Santora and adopted:

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

Quarterly Report  
Historic Landmarks  
Commission

Quarterly Report of Historic Landmarks Commission for months of July, August, and September, 1955 is presented and, by unanimous consent, filed.

Proposed Purchase  
1195 Camino Ramon

Recommendation of City Planning Commission that a parcel of property situated at 1195 Camino Ramon be purchased in order to complete the easterly extension of Britton Avenue along the south line of Willow Street Park, is presented. A. P. Hamann, City Manager recommends and Councilman Foley, proposes and moves adoption of resolution that the City Manager report to the Committee of the Whole on negotiations which have taken place relative to the proposed purchase of said property, seconded by Councilman Watson and adopted:

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

Supplemental  
Freeway Agreement  
Resolution No. 11677

Recommendation of the City Planning Commission pursuant to Section 94 of the Charter that the proposed Supplemental Freeway Agreement for a portion of Route 5, between Downing Avenue and .1 mile northeast of Bascom Avenue be approved, is presented. Resolution No. 11677 approving Supplemental Freeway Agreement for Route 5 between Downing Avenue and .1 mile NE of Bascom Avenue, is read and upon motion of Councilman Foley, seconded by Councilman Moore, and adopted:

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

Proposed Rezoning  
1708 The Alameda

Recommendation of the City Planning Commission that the parcel of City-owned property situated at the northwesterly corner of The

Alameda and Polhemus Street, be not rezoned from a C-2 Commercial District (Limited) to C-3 Commercial District is presented. Councilman Hathaway proposes and moves adoption of resolution that the proposal for rezoning property, situated at 1708 the Alameda, be referred to the Committee of the Whole for consideration on November 7, 1955, seconded by Councilman Santora and adopted:

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

Support Proposed Additions to State Park System.

Recommendation of the City Planning Commission that the City favor and lend support for the inclusion of the Henry W. Coe Park, Leroy Anderson Dam Area and the Palo Alto Yacht Harbor within the State Park System and further recommendation that the City propose the inclusion of a portion of the southerly end of the San Francisco Bay at Aiviso in the State Park System for the development of a Yacht Harbor and a recreational area is presented. Councilman Moore proposes and moves adoption of resolution that the City Attorney prepare and submit a proposed resolution urging the California State Park Commission to consider the inclusion of said areas in the State Park System, seconded by Councilman Solari and adopted:

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

San Jose City Lines Route No. 3 Resolution No. 11678

Recommendation of the City Planning Commission, pursuant to Section 94 of the Charter, that the proposed change in Route No. 3 of the San Jose City Lines, Inc. be approved is presented. Resolution No. 11678, agreeing to changes in routing of motor coach Route No. 3 of the San Jose City Lines, Inc., is read and upon motion of Councilman Foley seconded by Councilman Moore and adopted:

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

Support Proposed Inclusion Of Tuolumne River Lands In State Park System

Recommendation of the City Planning Commission that the City endorse and support the proposal of the Stanislaus County Board of Supervisors and the City of Modesto for the creation of a State Park on the Tuolumne River is presented. Councilman Foley proposes and moves adoption

of resolution that the City Attorney prepare and submit a proposed resolution urging the California State Park Commission to consider the inclusion of said area in the State Park System, seconded by Councilman Moore, and adopted.

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

Zoning Variance  
976 Riverside Dr.

Recommendation of the City Planning Commission that Condition No. 2 of Resolution No. 8213, which resolution approves a zoning variance granted by the City Planning Commission relative to the operation of a convalescent home at 976 Riverside Drive, be not deleted, is presented. Councilman Hathaway proposes and moves adoption of resolution that a public hearing be held at 8:00 o'clock P.M., November 14, 1955 for the purpose of considering and discussing the proposed deletion of Condition No. 2 of Resolution No. 8213, to wit: "(2) that said variance be personal to the grantees, Ann Marie Jorgenson and Herbert C. Jorgenson, her husband, joint tenants, and that same shall not attach or run with the land." seconded by Councilman Watson and adopted.

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

Proposed Rezoning  
N. 1st St. Between  
Hobson & Rosa Sts.

Recommendation of the City Planning Commission that support be given to the recommendation of the Joint Civic Center Committee to rezone N. 1st Street, between Hobson Street and Rosa Street, to C Commercial District (Professional Office), is presented and by unanimous consent, filed.

District Line Extension  
N.W. Corner S. 1st and  
Goodyear Sts.

Resolution of the City Planning Commission, by authority of Article IX (Zoning), Chapter 1, Part 7 (Adjustments) of the San Jose Municipal Code, extending the M-2 Manufacturing District Line from a depth of 160 feet to a depth of 168.04 feet westerly of the westerly line of South 1st Street, in order to permit the rearrangement and enlargement of a gasoline service station on the property situated at the northwesterly corner South 1st Street and Goodyear Street is presented. Councilman Hathaway proposes and moves adoption of resolution that said resolution be approved, seconded by Councilman Solari and adopted:

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

Rear Yard  
Adjustment  
1429 N. San  
Pedro St.

Resolution of the City Planning Commission, by authority Section 9107.1 of the San Jose Municipal Code, granting a rear yard adjustment to 13 feet at 1429 N. San Pedro Street to permit the addition of a patio to a one-family dwelling, in accordance with attached plot plan, is presented. Councilman Hathaway proposes and moves adoption of resolution that said resolution be approved, seconded by Councilman Hathaway and adopted:

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

Rear Yard  
Adjustment  
1052 Ellis 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 22.5 feet at 1052 Ellis Avenue to permit the enlargement of rear bedrooms, in accordance with attached plot plan, is presented. Councilman Santora proposes and moves adoption of resolution that said resolution be approved, seconded by Councilman Moore and adopted:

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

Broadway No. 2  
Zoning

Recommendation of the City Planning Commission, that proposed emergency ordinance, entitled: "An Emergency Ordinance Classifying Into Districts The Recently Annexed Area Known As Broadway No. 2", and proposed resolution requiring the City Planning Commission to make tentative report on zoning annexed area designated Broadway No. 2, be adopted, is read. Councilman Watson 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.

Ordinance No. 4924  
Emergency  
Zoning Annexation  
Broadway No. 2  
(Uninhabited)

Ordinance No. 4924, entitled: "An Emergency Ordinance Classifying Into Districts The Recently Annexed Area Known As Broadway No. 2", is read

and upon motion of Councilman Watson, seconded by Councilman Moore, adopted as an ordinance for the immediate preservation of the public peace, health, and safety:

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

Resolution No. 11679  
Zoning Annexed Area  
Broadway No. 2

Resolution No. 11679 requiring City Planning Commission to make tentative report on zoning annexed area known as "Broadway No. 2", is presented 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.

Easterbrook No. 2  
Zoning

Recommendation of the City Planning Commission, that proposed emergency ordinance, entitled "An Emergency Ordinance Classifying Into Districts The Recently Annexed Area Known As Easterbrook No. 2", and proposed resolution requiring the City Planning Commission to make tentative report on zoning annexed area designated Easterbrook No. 2, be adopted is read. Councilman Watson 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.

Ordinance No. 4925  
Emergency Zoning  
Easterbrook No. 2  
(Uninhabited)

Ordinance No. 4925, entitled: "An Emergency Ordinance Classifying Into Districts The Recently Annexed Area Known as Easterbrook No. 2" is read and upon motion of Councilman Hathaway, seconded by Councilman Moore, adopted as an ordinance for the immediate preservation of the public peace, health, and safety:

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

Resolution No. 11680  
Zoning Annexed Area  
Easterbrook No. 2

Resolution No. 11680 requiring City Planning Commission to make a tentative report on zoning annexed area known as "Easterbrook No. 2", is presented and upon motion of Councilman Hathaway, seconded by Councilman Moore, adopted:

Ayes: Councilmen - Foley, Hathaway, Moore, Santora, Solari,

Watson, and Starbird.  
Nees: Councilmen - None.  
Absent: Councilmen - None.

Winchester No. 5  
Zoning

Recommendation of the City Planning Commission, that proposed emergency ordinance, entitled: "An Emergency Ordinance Classifying Into Districts The Recently Annexed Area Known As Winchester No. 5," and proposed resolution requiring the City Planning Commission to make tentative report on zoning annexed area designated Winchester No. 5, be adopted is read. Councilman Watson 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.  
Nees: Councilmen - None.  
Absent: Councilmen - None.

Ordinance No. 4926  
Emergency Zoning  
Winchester No. 5  
(Uninhabited)

Ordinance No. 4926, entitled: "An Emergency Ordinance Classifying Into Districts The Recently Annexed Area Known As Winchester No. 5", is read and upon motion of Councilman Hathaway, seconded by Councilman Solari, adopted as an ordinance for the immediate preservation of the public peace, health and safety:

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

Resolution No. 11681  
Zoning Annexed Area  
Winchester No. 5

Resolution No. 11681 requiring City Planning Commission to make a tentative report on zoning annexed area known as "Winchester No. 5", is presented and upon motion of Councilman Hathaway, seconded by Councilman Solari, adopted:

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

Tentative Zoning Report  
Kirkland No. 1

Resolution No. 11682

Resolution of the City Planning Commission, adopted October 25, 1955, entitled: "Resolution Submitting To Council Tentative Report On Zoning Annexed Area Known as 'Kirkland No. 1'", is presented. Resolution No. 11682 directing public hearing on tentative report of City Planning Commission on zoning annexed area designated "Kirkland No. 1", and providing for notice of such hearing, is read and, upon motion of Councilman Moore, seconded by Councilman Santora, adopted:

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

Noes: Councilmen - None.  
Absent: Councilmen - None.

Tentative Zoning  
Report Kirkland  
No. 2 Resolution  
No. 11683

Resolution of the City Planning Commission, adopted October 25, 1955, entitled: "Resolution Submitting To Council Tentative Report On Zoning Annexed Area Known As 'Kirkland No. 2', is presented. Resolution No. 11683 directing public hearing on tentative report of City Planning Commission on zoning annexed area designated "Kirkland No. 2", and providing for notice of such hearing, is read and, upon motion of Councilman Moore, seconded by Councilman Santora, adopted:

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

Final Zoning  
Report Anne  
Darling No. 8  
Resolution No.  
11684

Resolution of the City Planning Commission, adopted October 25, 1955, entitled: " Resolution Submitting To Council Final Report On Zoning Annexed Area Known As 'Anne Darling No. 8'", is presented. Resolution No. 11684, directing public hearing on final report of the City Planning Commission on zoning annexed area designated "Anne Darling No. 8", 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.

Final Zoning  
Report Easterbrook  
No. 1 Resolution  
11685

Resolution of the City Planning Commission, adopted October 25, 1955 entitled: "Resolution Submitting To Council Final Report On Zoning Annexed Area Known As 'Easterbrook No. 1'", is presented. Resolution No. 11685, directing public hearing on final report of the City Planning Commission on zoning annexed area known as "Easterbrook No. 1", 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.

Final Zoning  
Report Maywood  
No. 2A Resolution  
11686

Resolution of the City Planning Commission, adopted October 25, 1955 entitled: "Resolution Submitting To Council Final Report On Zoning Annexed Area Known As 'Maywood No. 2A'", is presented. Resolution No. 11686, directing public hearing on final report of the City Planning Commission on zoning annexed area known as "Maywood No. 2A", 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.

Zoning Annexed  
Area Curtner No. 2

Resolution of the City Planning Commission, adopted October  
25, 1955 entitled: "Resolution Submitting To Council Final Report On  
Zoning Annexed Area Known As 'Curtner No. 2'", is presented. Councilman  
Santora proposes and moves adoption of resolution that the final report  
on zoning annexed area designated "Curtner No. 2" be referred to the  
Committee of the Whole for consideration on November 7, 1955, seconded  
by Councilman Moore and adopted:

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

Final Zoning  
Report Hamilton  
No. 2A  
Resolution No.  
11687

Resolution of the City Planning Commission, adopted October  
25, 1955, entitled: "Resolution Submitting To Council Final Report  
On Zoning Annexed Area Known As 'Hamilton No. 2A'", is presented.  
Resolution No. 11687, directing public hearing on final report of the  
City Planning Commission on zoning annexed area known as "Hamilton No.  
2A", is read and upon motion of Councilman Hathaway seconded by Council-  
man Solari and adopted:

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

Proposed Application  
Feather River  
Project

Michael H. Antonacci, Director of Planning, presents communi-  
cation from Water Project Authority of the State of California regarding  
possible use of Feather River Project water, by the City of San Jose and  
recommends and Councilman Hathaway proposes and moves adoption of resolu-  
tion that the matter of preparing an application for said water be referred  
to the Director of Planning and City Attorney 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.  
4927 Quitclaim  
Deed

Ordinance No. 4927, entitled: "An Ordinance Of The City Of San Jose Finding That A Certain Right Heretofore Reserved By Said City To Enter Into, Excavate And Remove Soil, Earth, Gravel, Stone Or Other Annual Deposits From Certain Land Situated Along The Coyote Creek In The Vicinity Of Berryessa Road Is Valueless And An Unnecessary Cloud On Owners' Title To Said Land, And That The Public Interest Will Be Served By Said City's Relinquishment Of Said Right; And Authorizing The Release And Quit Claim Of Said Right By Said City To Present Owners Of Said Land", is read, and upon motion of Councilman Solari seconded by Councilman Hathaway, passed to print:

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 meet as a Committee of the Whole and to reconvene at the call of the Mayor, seconded by Councilman Solari and adopted:

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

Recess

The Council now recesses at 7:45 o'clock P.M.

Reconvene

The Council now reconvenes at 8:16 o'clock P.M., and the

Acting Clerk calls the roll:

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

Bids  
Power Mower and  
Sulky

Clerk reports receipt of one sealed proposal or bid for furnishing one power mower and sulky. Councilman Hathaway proposes and moves adoption of resolution that said proposal or bid be opened, seconded by Councilman Santora and adopted:

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

Bid

Clerk now opens said sealed proposal or bid.

| Item  | Bidder<br>Chas. Berg Company Price<br>Cts. |
|---|--|
| 1 power mower and sulky,<br>per specifications, | \$1,085.00                                 |

Guarantee: Chas. Berg Company - certified #7552 check #30118  
(11-31-1210) in amount of \$108.50.

Bid  
Power Mower  
and Sully

Councilman Hathaway proposes and moves adoption of resolution  
that said proposal or bid be referred to the Purchasing Agent 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.

Bids  
Demolition of  
City-owned Bldgs.

Clerk reports receipt of nine sealed proposals or bids for the  
demolition of certain City-owned buildings. Councilman Watson proposes and

*located at 84 N. San  
Pedro Street, 97 N.  
Market Street, 85 N.  
Market Street, 77 N. 3rd Street,  
61 N. 3rd Street, 55 N. 3rd  
Street and 43-49 N. 3rd  
Street*

moves adoption of resolution that said proposals or bids be opened, sec-  
onded by Councilman Hathaway 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.

| Bidders  | Items                                    |   |
|--|--|---|
|  | Demolition of<br>City-owned<br>Buildings | Pay to City<br>for Demoli-<br>tion of City-<br>owned Build-<br>ings |
|  | Price                                    | Price   |
|  | \$ Cts.                                  | \$ Cts.   |
| Anderson Building Supply & Wrecking Company, Inc.<br>Guarantee: Bank Money Order No. 247483 (90-84-1211)<br>In amount of \$1,640.00.             | 15,600.00                                | no bid  |
| Homer A. Arons<br>Guarantee: personal check in amount of \$890.00.   | 8,660.00#                                | no bid  |
| Berry & Lane, Inc.<br>Guarantee: cashier's check #31008 (90-82-1211) in<br>amount of \$450.00.   | 4,493.00                                 | no bid  |
| California Building Wrecking Co.<br>Guarantee: bid bond of United Pacific Insurance Co.<br>in amount of 10% of bid.                              | 6,899.00                                 | no bid  |
| Cleveland Wrecking Company of Cincinnati<br>Guarantee: bid bond of Continental Casualty Company<br>in amount of \$2,000.00.                      | 14,490.00##                              | no bid  |
| J. Henry Harris<br>Guarantee: bid bond of The Connecticut Fire Insurance<br>Company in amount of 10% of bid.                                     | 12,414.00                                | no bid  |
| K.T.K. Wrecking Company<br>Guarantee: bid bond of American Casualty Company of<br>Reading, Pennsylvania in amount of 10% of bid.                 | 7,640.00                                 | no bid  |
| Gerard W. McGuire & John P. McGuire, a joint venture<br>Guarantee: bid bond of The United Pacific Insurance<br>Company in amount of \$23,000.00. | 23,000.00                                | no bid  |

Stone Avenue Used Building Materials & Wrecking Co. no bid 100.00  
Guarantee: bank money order No. 4365 (90-1557-  
1211) in amount of \$100.00.

#Guarantee not in conformity with "Notice  
to Bidders". ##No affidavit of non-collusion.

Bids  
Demolition of  
City-owned Bldgs.

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

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

Bids  
Alma Ave. Improvement  
& Underpass

Clerk reports receipt of six sealed proposals or bids for the  
improvement of Alma Avenue from Lick Avenue to Minnesota Avenue, including  
construction of an underpass under Southern Pacific Company Railroad Lines,  
sanitary sewers, storm sewers, paving, curb, gutter, sidewalk and  
lighting. Councilman Santora proposes and moves adoption of resolution  
that said proposals or bids be opened, seconded by Councilman Hathaway and  
adopted:

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

Bids  
Reading of

Councilman Solari proposes and moves adoption of resolution that Acting  
Clerk dispense with the reading of individual items on said proposals or  
bids, and read only the grand totals for each, 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.

Bidders

- A. O. E. Anderson - guarantee: bid bond of American Casualty Co. in  
amount of 10% of bid.
- B. George Bianchi - guarantee: bid bond of The Phoenix Insurance Co. in  
amount of 10% of bid.
- C. Dan Caputo Co., Dan Caputo & Edward Keeble, a joint venture - guarantee:  
bid bond of The Fidelity and Casualty Co. of New York  
in amount of 10% of bid.

D. Lew Jones Construction Co. - guarantee: bid bond of Indemnity Insurance Co. of North America in amount of 10% of bid.

E. Carl N. Swenson Co., Inc. - guarantee: bid bond of Seaboard Surety Co. in amount of 10% of bid.

F. Walsh Construction Co. & E. V. Lane Corporation, a joint venture - guarantee: bid bond of Maryland Casualty Company in amount of \$27,000.00.

Bids

| Approx. Quantity   | A Price \$ Cts. | B Price \$ Cts. | C Price \$ Cts. | D Price \$ Cts. | E Price \$ Cts. | F Price \$ Cts. |
|--|-----------------|-----------------|-----------------|-----------------|-----------------|-----------------|
| Clearing & grubbing for shoofly at the lump sum price of | 1,200.00        | 1,200.00        | 2,500.00        | 2,484.00        | 4,000.00        | 2,000.00        |
| 727 cu.yd. structure excavation, per cu. yd.             | 3.95            | 2.20            | 5.00            | 7.55            | 8.00            | 9.00            |
| 14,420 cu.yd. roadway excavation Class A, per cu. yd.    | 1.28            | 0.90            | 0.60            | 0.65            | 0.75            | 1.00            |
| 2,770 cu. yd. roadway excavation, class B, per cu. yd.   | 0.70            | 0.65            | 0.40            | 0.32            | 0.50            | 0.90            |
| 4,420 cu. yd. shoofly embankment, per cu. yd.            | 0.60            | 0.65            | 0.50            | 0.55            | 0.90            | 0.90            |
| 358 M gals. apply water per M gal.                       | 3.20            | 6.00            | 3.00            | 2.00            | 2.00            | 3.25            |
| 1,875 cu. yd. untreated base, per cu.yd.                 | 3.75            | 3.50            | 2.00            | 3.50            | 3.50            | 4.00            |
| 10 tons liquid asphalt (Prime coat), per ton             | 36.00           | 31.00           | 50.00           | 31.00           | 34.00           | 38.00           |
| 1,056 tons plant-mixed base course, type B, per ton      | 5.75            | 5.40            | 6.50            | 5.40            | 5.30            | 6.00            |
| 672 tons plant-mixed surface course type B, per ton      | 5.75            | 5.40            | 6.50            | 5.40            | 5.30            | 6.00            |
| 2 tons asphalt emulsion (paint binder) per ton           | 45.00           | 60.00           | 50.00           | 61.00           | 45.00           | 46.00           |
| 2 tons asphaltic emulsion (fog seal) per ton             | 45.00           | 65.00           | 50.00           | 66.00           | 45.00           | 46.00           |
| 1,990 cu.yd. permeable rock base per cu. yd.             | 3.50            | 3.50            | 5.00            | 4.35            | 3.00            | 4.00            |

| Approx.<br>Quantity                                    | Bids                  |                       |                       |                       |                       |                       |
|--|-----------------------|-----------------------|-----------------------|-----------------------|-----------------------|-----------------------|
|  | A<br>Price<br>\$ Cts. | B<br>Price<br>\$ Cts. | C<br>Price<br>\$ Cts. | D<br>Price<br>\$ Cts. | E<br>Price<br>\$ Cts. | F<br>Price<br>\$ Cts. |
| 51,500 sq. ft. P.C.C. pavement 8" thick, per sq. ft.   | 0.59                  | 0.58                  | 0.50                  | 0.49                  | 0.62                  | 0.55                  |
| 7,876 lin. ft. treated wood piling, per lin. ft.       | 3.38                  | 2.70                  | 3.00                  | 2.40                  | 3.50                  | 3.00                  |
| 202 cu. yd. mass footing concrete, per cu. yd.         | 22.00                 | 39.00                 | 35.00                 | 28.00                 | 30.00                 | 27.00                 |
| 327 cu. yd. structure concrete, per cu. yd.            | 57.25                 | 60.00                 | 60.00                 | 68.00                 | 75.00                 | 65.00                 |
| 200 lin. ft. concrete handrail, per lin. ft.           | 10.00                 | 13.00                 | 10.00                 | 6.50                  | 8.00                  | 10.00                 |
| 182 cu. yd. conc. retaining walls, per cu. yd.         | 62.25                 | 58.00                 | 48.00                 | 69.00                 | 60.00                 | 65.00                 |
| 9,540 sq. ft. sidewalk per sq. ft.                     | 0.35                  | 0.48                  | 0.30                  | 0.38                  | 0.35                  | 0.40                  |
| 4,080 lin. ft. curb & gutter, per lin. ft.             | 2.27                  | 2.00                  | 2.00                  | 1.90                  | 1.75                  | 3.50                  |
| 264 lin. ft. roadway center strip, per lin. ft.        | 3.12                  | 1.40                  | 2.00                  | 1.80                  | 3.00                  | 3.00                  |
| 2 each install S.P. Co. ea.                            | 20.00                 | 150.00                | 100.00                | 162.00                | 35.00                 | 100.00                |
| 1,735 lbs. structural steel per lb.                    | 0.165                 | 0.16                  | 0.15                  | 0.15                  | 0.15                  | 0.17                  |
| 87,100 lbs. reinforcement steel per lb.                | 0.113                 | 0.11                  | 0.12                  | 0.11                  | 0.11                  | 0.13                  |
| 4,640 lbs. misc. steel item, per lb.                   | 0.325                 | 0.40                  | 0.50                  | 0.50                  | 0.60                  | 0.50                  |
| 572 lin. ft. pipe handrail, per lin. ft.               | 4.80                  | 4.50                  | 6.00                  | 5.65                  | 6.00                  | 5.00                  |
| 59 tons paint structural steel per ton                 | 33.00                 | 55.00                 | 40.00                 | 33.00                 | 30.00                 | 60.00                 |
| 5 1/2 M board feet structural lumber, per M board feet | 308.00                | 260.00                | 350.00                | 270.00                | 200.00                | 350.00                |
| 1,020 sq. ft. bituminous coat (steel deck) per sq. ft. | 0.15                  | 0.20                  | 0.70                  | 0.32                  | 0.15                  | 1.00                  |
| 880 sq. ft. roofing (wood deck) per sq. ft.            | 0.20                  | 0.25                  | 0.30                  | 0.25                  | 0.20                  | 0.40                  |
| Pumping plant complete, per lump sum                   | 8,445.00              | 8,000.00              | 6,800.00              | 9,450.00              | 7,500.00              | 7,750.00              |
| Electrical Service panel complete, per lump sum        | 1,340.00              | 1,300.00              | 1,350.00              | 1,320.00              | 1,300.00              | 1,500.00              |

|  | A<br>Price<br>\$ Cts. | B<br>Price<br>\$ Cts. | C<br>Price<br>\$ Cts. | D<br>Price<br>\$ Cts. | E<br>Price<br>\$ Cts. | F<br>Price<br>\$ Cts. |
|--|-----------------------|-----------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| Structure lighting complete<br>per lump sum                              | 715.00                | 700.00                | 800.00                | 700.00                | 700.00                | 2,910.00              |
| Roadway lighting, complete,<br>per lump sum                              | 5,720.00              | 5,600.00              | 5,800.00              | 6,750.00              | 5,300.00              | 3830.00               |
| Traffic flashers complete,<br>per lump sum                               | 600.00                | 600.00                | 800.00                | 600.00                | 550.00                | 525.00                |
| 222 lin. ft. 6" dia. drain<br>tile, per lin. ft.                         | 8.90                  | 9.80                  | 3.00                  | 8.75                  | 2.00                  | 6.00                  |
| 1,500 lin. ft. 8" perfor-<br>ated corrugated metal pipe,<br>per lin. ft. | 4.24                  | 3.50                  | 2.50                  | 3.50                  | 2.50                  | 3.00                  |
| 140 cu. yd. drain backfill,<br>per cu. yd.                               | 5.60                  | 5.50                  | 7.00                  | 5.50                  | 5.00                  | 6.00                  |
| 19 lin. ft. 6" dia. C.I.<br>pipe, per lin. ft.                           | 14.25                 | 14.00                 | 5.00                  | 14.00                 | 7.00                  | 9.00                  |
| 58 lin. ft. 10" dia. C.I.<br>pipe, per lin. ft.                          | 17.60                 | 18.00                 | 9.00                  | 17.50                 | 11.00                 | 9.00                  |
| 20 lin. ft. 12" dia. C.I.<br>pipe, per lin. ft.                          | 21.00                 | 21.00                 | 11.00                 | 21.00                 | 17.00                 | 10.00                 |
| 15 lin. ft. 20" dia. C.I.<br>pipe, per lin. ft.                          | 65.00                 | 65.00                 | 25.00                 | 66.00                 | 65.00                 | 37.00                 |
| 64 lin. ft. 12" dia. R.O.<br>pipe, per lin. ft.                          | 31.00                 | 31.00                 | 6.00                  | 31.50                 | 15.00                 | 12.00                 |
| 16 lin. ft. 15" dia. R.O.<br>pipe per lin. ft.                           | 15.70                 | 16.00                 | 7.00                  | 15.75                 | 16.00                 | 12.00                 |
| 380 lin. ft. 21" dia. R.O.<br>pipe, per lin. ft.                         | 10.60                 | 10.50                 | 8.00                  | 10.50                 | 7.00                  | 11.00                 |
| 460 lin. ft. 24" dia. R.O.<br>pipe, per lin. ft.                         | 12.75                 | 13.00                 | 10.00                 | 12.60                 | 9.00                  | 17.00                 |
| 162 lin. ft. 10" dia. C.M.<br>coated pipe, per lin. ft.                  | 5.75                  | 4.30                  | 6.00                  | 5.35                  | 5.00                  | 7.00                  |
| 60 lin. ft. 18" dia. C.M.<br>coated pipe, per lin. ft.                   | 20.75                 | 21.00                 | 8.00                  | 21.25                 | 10.00                 | 10.00                 |
| 12 each 48" dia. brick manholes<br>each                                  | 375.00                | 360.00                | 300.00                | 371.00                | 250.00                | 450.00                |
| 12 each curb inlet struc-<br>tures, each                                 | 130.00                | 250.00                | 150.00                | 92.00                 | 120.00                | 250.00                |
| Relocate 12" dia. C.M.<br>culvert (shoofly), per<br>lump sum             | 760.00                | 750.00                | 250.00                | 756.00                | 500.00                | 500.00                |
| 6" dia. steel irrigation<br>line, complete, per lump sum                 | 470.00                | 460.00                | 480.00                | 465.00                | 350.00                | 350.00                |

|   | A<br>Price<br>\$ Cts. | B<br>Price<br>\$ Cts. | C<br>Price<br>\$ Cts. | D<br>Price<br>\$ Cts. | E<br>Price<br>\$ Cts. | F<br>Price<br>\$ Cts. |
|---|-----------------------|-----------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| 457 lin. ft. 10" dia. conc. storm lateral, per lin. ft. | 5.20                  | 4.90                  | 4.00                  | 5.15                  | 3.00                  | 9.00                  |
| 80 lin. ft. 8" v.c. sewer, per lin. ft.                 | 4.95                  | 4.60                  | 3.00                  | 4.80                  | 4.00                  | 3.00                  |
| 895 lin. ft. 6" v.c. sewer, per lin. ft.                | 3.55                  | 3.40                  | 2.50                  | 3.50                  | 3.50                  | 4.00                  |
| Outlet structure, per lump sum                          | 776.00                | 1,500.00              | 1,000.00              | 1,100.00              | 700.00                | 900.00                |
| GRAND TOTAL   | \$254,205.86          | \$246,179.50          | \$223,056.00          | \$238,736.70          | \$242,188.60          | \$269,371.00          |

Bids  
Alma Ave. Improvement  
& Underpass

Councilman Watson proposes and moves adoption of resolution that said proposals or bids be referred to the City Engineer 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.

Public Auction  
City-Owned Land  
NW Corner 4th  
And St. John Sts.

This being the time and place fixed for sale at public auction, of the city-owned land located at the Northwest corner of 4th and St. John Streets, John B. Massen, Assistant City Manager, invites bids. Continental Service Company bids \$47,500.00 for said property, E. T. Dale bids \$48,000.00 and bidding continues with Continental Service Company submitting final bid of \$62,500.00. No further bid is heard, whereupon bidding is closed. Councilman Hathaway proposes and moves adoption of resolution that said bid of Continental Service Company in amount of \$62,500.00 for the property at the Northwest corner of 4th and St. John Streets 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. 4928  
Sale of City-Owned  
Land NW Corner 4th  
and St. John Sts.

Ordinance No. 4928, entitled: "Ordinance Of The City Of San Jose Selling Certain Real Property Of The City, Herein Described, Which It Finds Is Not Needed For Nor Adaptable For Municipal Purposes, To The Highest Responsible Bidder Therefor", is read, and upon motion of Councilman Moore, seconded by Councilman Watson, passed to print:

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

Proposed Sale of  
Pueblo Lands  
Labor Temple Assn.  
Hearing Closed

This being the time and place designated for consideration of the application of the Labor Temple Association of Santa Clara County for the purchase of Pueblo Lands, as described in "Notice Of Application For The Purchase Of City Lands", dated September 21, 1955, on file in the Office of the City Clerk Ferdinand P. Pala, City Attorney, recommends that said application be granted. Councilman Watson proposes and moves adoption of resolution that said hearing be closed, seconded by Councilman Santora, and adopted:

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

Release Pueblo  
Lands Labor Temple  
Association  
Ordinance No. 4929

Ordinance No. 4929, entitled: "An Ordinance Of The City Of San Jose Authorizing The Release And Quit Claiming Of All Such Right, Title And Interest, If Any, Which Said City May Have In Certain Pueblo Lands", is read and upon motion of Councilman Watson, seconded by Councilman Santora, passed to print:

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

Revocable Permit  
SP Co. Spur Tracks  
Across Newhall Street

Application of Southern Pacific Company for a permit to construct and operate two yard tracks across Newhall Street as shown on attached Coast Division Drawing No. 21745 of the Southern Pacific Company, dated October 20, 1955 is read. Councilman Hathaway proposes and moves adoption of resolution that said application be referred to the City Engineer, City Attorney, and Director of Planning, seconded by Councilman Watson and adopted:

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

Maywood No. 3  
Uninhabited  
Annexation  
Resol. No. 11688

Petition of Cecil E. DeTracey 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 designated Maywood No. 3, described therein be annexed to the City of San Jose, is presented and filed. W. E. Rodgers, <sup>Public Administration</sup> ~~member of the Department of Planning of the City of San Jose~~ <sup>Specialist II,</sup> is called by the City Attorney, sworn, and testifies that a copy of the boundary description of said proposed annexation was filed with the Boundary Commission of the County of Santa Clara on September 29, 1955 and that said description was approved by said commission on October 24, 1955 and further, that the petitioners own more than one-fourth of the area proposed to be annexed with respect to both area and assessed valuation. Ferdinand P. Palla, City Attorney, presents and files; Affidavit of Irving L. Ryder that the map attached thereto truly shows the boundaries of said territory, that said territory is contiguous to the City of San Jose and that said territory contains 94.511 acres; Affidavit of W. E. Rodgers that he examined the <sup>records of</sup> ~~County~~ <sup>Registrar</sup> ~~Registration~~ of Voters of Santa Clara County and determined that 5 registered voters resided on October 28, 1955 within said territory; Affidavit of W. E. Rodgers that he has examined the last equalized assessment roll of the County of Santa Clara California, for the fiscal year, 1955-1956, to obtain information set forth on attached document entitled "Separate Parcels Of Property In Maywood No. 3" and that said information is complete and correct and communication from the Peninsula Title and Guaranty Company stating that said petitioners own more than one-fourth of the land of Maywood No. 3 by area and by assessed valuation as shown on the last equalized assessment roll of Santa Clara County, California. Resolution No. 11688 giving notice of proposed annexation of certain uninhabited territory designated Maywood No. 3 to the City of San Jose and fixing 8:00 o'clock P.M., December 12, 1955, Council Chambers, City Hall, as the time and place for hearing protests thereto, 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.

City of Campbell  
Annexation 1955-6

Notification from the City of Campbell of its intention to annex uninhabited territory designated Campbell Annexation 1955 -6 is presented. Councilman Hathaway proposes and moves adoption of resolution that said notice 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.

State Division Of  
Highways  
Request For  
Cancellation Of Taxes

Requests of State Division of Highways for cancellation of taxes on one parcel of land acquired for State Highway Route 5 and one parcel of land acquired for State Highway Route 68 are read. Councilman Hathaway proposes and moves adoption of resolution that said requests be referred to the City Attorney for discretionary action, seconded by Councilman Solari and adopted:

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

Claim For Damages  
Falcone, Marietta

Claim of Marietta Falcone for alleged injuries and damages in amount of \$15,500.00 resulting from alleged defective condition of City sidewalk on Santa Clara Street near Stockton Avenue, is presented. Councilman Hathaway proposes and moves adoption of resolution that said claim be referred to the City Attorney for consideration, seconded by Councilman Watson and adopted:

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

Proclamation  
Optimist Week

Request of Optimist Clubs of San Jose that November 6 through November 12, 1955, be proclaimed as "Optimist Week", is presented. Councilman Hathaway proposes and moves adoption of resolution that said request be granted and the Mayor be authorized to so proclaim, seconded by Councilman Watson and adopted:

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

Gasoline Service  
Station  
NE Corner of  
San Jose-Los Gatos  
Rd. and Camden Ave.

Application of Grant Leibert for a permit to establish a gasoline service station at the Northeast corner of San Jose-Los Gatos Road and Camden Avenue in accordance with the provisions of the San Jose Municipal Code, heretofore referred to and approved by Chief, Fire Prevention Bureau, City Engineer and Director of Planning is presented. Councilman Solari proposes and moves adoption of resolution that said permit be granted, seconded by Councilman Hathaway and adopted:

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

D.A.V. Forget  
Me-Not Sales

Robert C. Machado appears on behalf of San Jose Chapter No. 11 and East San Jose Chapter No. 114, Disabled American Veterans, and advises that the Public Welfare Solicitation Commission has approved the application of said organizations for "Forget-Me-Not Sales" on November 9, 10, and 11, 1955 instead of November 3, 4, and 5, 1955 as applied for and requests that the Council permit said organizations to conduct their drives on the last-mentioned dates. General discussion is had with Robert C. Machado, John W. Cassara, member of the Public Welfare Solicitation Commission, and Ferdinand P. Palla, City Attorney, participating. Ferdinand P. Palla, City Attorney, advises and Councilman Solari proposes and moves adoption of resolution that it be determined that neither the City Council nor the Public Welfare Solicitation Commission has jurisdiction, under the present provisions of the San Jose Municipal Code, to set specific dates for the solicitation of funds by any one who has received a permit for such an activity from the Public Welfare Solicitation Commission, seconded by Councilman Hathaway, and adopted:

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

Christmas Tree  
Cherry Ave.

Robert B. Cambiano appears on behalf of residents of the 1000 block on Cherry Avenue to whom permission was granted on October 17, 1955 to erect a lighted Christmas tree on city-owned property behind the retaining fence at the northwest end of Cherry Avenue, subject to the filing of public liability and property damage insurance in form satisfactory to the City Attorney, and requests that the limits of \$100,000 and

\$300,000 public liability and \$50,000 property damage as recommended by the City Attorney be reduced and advises that the premium for such insurance coverage will be \$27.15. Councilman Moore proposes and moves adoption of resolution that the City Manager be authorized to secure public liability insurance in the amounts of \$100,000 and \$300,000 and property damage insurance in the amount of \$50,000 to insure the City of San Jose, its officers and employees, from claims which may result from the proposed erection of said Christmas tree, and that the premium therefore be paid by the City of San Jose, seconded by Councilman Watson and adopted:

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

Street Resurfacing  
Sunol St. Between  
Auzerais & Savaker  
Sts.,

Communication from Engfer Iron Works requesting resurfacing of west side of Sunol Street that is within the City Limits and complaining of dusty or muddy conditions is read. Councilman Watson proposes and moves adoption of resolution that said request be referred to the City Engineer for consideration and report, seconded by Councilman Foley and adopted:

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

Request For Stop  
Sign At Hester  
& Park Ave.

Councilman Santora presents petition of Anthony Scionti and others requesting that stop signs be placed on Park Avenue at Hester Avenue. Councilman Solari proposes and moves adoption of resolution that said petition be referred to the Traffic Analyst, for consideration and report, seconded by Councilman Watson and adopted:

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

City Hall  
Demolition

Councilman Watson proposes and moves adoption of resolution that, pursuant to Section 94 of the Charter, the proposal to demolish the present City Hall building upon completion of the proposed City Hall office building at 1st and Rosa Streets, be referred to the City Planning Commission for consideration and report, on November 14, 1955 seconded by

Councilman Moore and adopted:

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

Noes: Councilmen - None.

Absent: Councilmen - None.

Easterbrook No. 3  
Uninhabited  
Annexation  
Resol. No. 11689

Councilman  
Watson Leaves  
Session

W. E. Rodgers presents and files petition of Y. Archibald and T. N. Foster requesting that pursuant to the provisions of the "Annexation of Uninhabited Territory Act of 1939 of the State of California", certain uninhabited territory designated Easterbrook No. 3, described therein be annexed to the City of San Jose. Councilman Watson requests and is granted permission to leave session. W. E. Rodgers, ~~member of the~~ <sup>Public</sup> ~~Administration Specialist II,~~ ~~Department of Planning of the City of San Jose~~ is called by the City Attorney, sworn, and testifies that a copy of the boundary description of said proposed annexation was filed with the Boundary Commission of the County of Santa Clara on October 5, 1955 and that said description was approved by said Commission on October 24, 1955 and further, that the petition heretofore filed was circulated on October 31, 1955. Ferdinand P. Palla, City Attorney, presents and files; Affidavit of Irving L. Ryder that the map attached thereto shows the boundaries of said territory, that said territory is contiguous to the City of San Jose and that said territory contains 25.88 acres; Affidavit of W. E. Rodgers that he examined <sup>records of the Registrar</sup> the ~~County Registrar~~ of Voters of Santa Clara County and determined that 2 registered voters resided within said territory on October 31, 1955; Affidavit of W. E. Rodgers that he has examined the last equalized assessment roll of the County of Santa Clara, California, for the fiscal year, 1955-1956 to obtain information set forth on attached document entitled "Separate Parcels of Property in Easterbrook No. 3" and that said information is complete and correct; and communication from San Jose Abstract & Title Co. stating that Y. Archibald is the owner of at least one-fourth of the area and assessed valuation of the territory proposed to be annexed as Easterbrook No. 3, having acquired title to certain property within said area by Deed recorded September 28, 1955. Resolution No. 11689 giving notice of proposed annexation of certain uninhabited territory designated Easterbrook No. 3 to the City of San Jose and fixing 8:00 o'clock P.M., December 12, 1955, Council Chambers, City Hall, as the time and place for hearing protests thereto, is read and upon motion of Councilman Hathaway, seconded by Councilman Solari, adopted:

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

Trucks On  
10th St.

Councilman Moore inquires as to the status of the origination and destination survey of trucks using 10th Street and is informed by the City Manager that said report will be submitted to the City Council on November 7, 1955.

Leaves On  
Street

Councilman Moore presents complaint regarding heavy accumulation of leaves, particularly in vicinity of Cherry, Lupton and Mildred Avenues, and requests that the City Engineer investigate the matter.

Marquee  
2nd & St. John Sts.

Council now considers request of John S. Bolles, A.I.A., heretofore filed October 17, 1955, for permit to erect a marquee on proposed building to be constructed on the southeast corner of 2nd and St. John Streets. Councilman Santora proposes and moves adoption of resolution that said request be granted subject to compliance with the provisions of the San Jose Municipal Code and to the approval of the City Building Official, seconded by Councilman Moore and adopted:

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

Proposed Rezoning  
N. 7th & Younger Sts.

Acting City Clerk reports that notice of public hearing for proposed rezoning of all or a part of certain real property on the east side of North Seventh Street near Younger Avenue, from R-3 Residence District to M-1 Manufacturing District on November 7, 1955, authorized by the City Council on October 17, 1955 could not be published within the time required pursuant to Section 9112.1 of the San Jose Municipal Code and recommends and Councilman Hathaway proposes and moves adoption of resolution that 8:00 o'clock P.M., November 14, 1955, Council Chambers City Hall be fixed as the time and place for the purpose of considering and discussing said proposed rezoning, seconded by Councilman Moore and adopted:

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

Proclamation  
Symphony Week

Request of San Jose Symphony Association that November 6 through November 12, 1955, be proclaimed as "Symphony Week", is read. Councilman Moore proposes and moves adoption of resolution that said request be granted and the Mayor be authorized to so proclaim, seconded by Councilman Santora and adopted:

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

Joint Meeting  
Santa Clara Valley  
Water Conservation  
District

Request of Santa Clara Valley Water Conservation District for joint meeting at 4:00 o'clock P.M., November 7, 1955 with the Committee of the Whole, is read and by unanimous consent, filed.

County Boundary  
Commission  
Notification of  
Proposed Annexations

Notification from County Boundary Commission, Santa Clara County, pursuant to Section 35002 of the Government Code of the State of California of proposed annexations located within three miles of City of San Jose is presented. Councilman Santora proposes and moves adoption of resolution, that said notification be filed and that the Department of Planning be advised, seconded by Councilman Moore and adopted:

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

Payment Authorized

Certificate of H. J. Flannery, City Engineer, approved by A. P. Hamann, City Manager, that there is due and payable to Lew Jones Construction Company on contract for the improvement of Keyes Street between Senter Road and Coyote River (MCS Project No. 77 - Unit II); for the improvement to Old Keyes Street Bridge and for the construction of new Keyes Street Bridge, a fourth partial payment of \$19,240.42 is read. Councilman Hathaway proposes and moves adoption of resolution that said fourth partial payment be authorized, seconded by Councilman Santora and adopted:

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

Payment Authorized

Certificate of H. J. Flannery, City Engineer, approved by A. P. Hamann, City Manager, that there is due and payable to Walsh Construction Company and E. V. Lane Corporation, a joint venture, on contract for the

construction of the Sewage Treatment Works, a seventh partial payment of \$161,888.25, is read. Councilman Hathaway proposes and moves adoption of resolution that said seventh partial payment be authorized, seconded by Councilman Santora and adopted:

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

Payment Authorized

Certificate of H. J. Flannery, City Engineer, approved by A. P. Hamann, City Manager, that there is due and payable to A. J. Raisch Paving Company on contract for the improvement of Off Street Parking Lot Site #3 and Site #4, a final payment of \$7,289.44, is read. Councilman Hathaway proposes and moves adoption of resolution that said final payment be authorized, seconded by Councilman Santora and adopted:

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

Monthly Report

Report of the Health Department for the month of September 1955 is presented and filed.

Monthly Report

Report of the Fire Department for the month of August 1955 is presented and filed.

Improvement Of  
Oakwood Ave. between  
Camden Ave. and Ross  
Rd. Contract Bonds  
Approved

Councilman Santora proposes and moves adoption of resolution that in contract with A. J. Raisch Paving Company for the improvement of Oakwood Avenue between the center line of Camden Avenue and a point ten feet east of the center line of Ross Road, the bond for faithful performance be fixed at \$1,440.50 and the bond of A. J. Raisch Paving Company, as principal and Pacific Indemnity Company, as surety, to the City of San Jose, in the amount of \$2,881.00, securing claims of materialmen and laborers, be approved, seconded by Councilman Solari and adopted:

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

Ordinance No. 4930  
Purchase Properties  
San Carlos St.  
Widening

Ordinance No. 4930 entitled: "An Ordinance Of The City Of San Jose Authorizing The Mayor And City Manager To Purchase On Behalf Of The City Of San Jose Certain Described Pieces Or Parcels Of Real

Property And To Sign Agreements Therefor For The Purpose Of Widening San Carlos Street; Setting Forth The Terms And Conditions Therefor, And Appropriating The Sum Of \$46,900.00 From The Special Gas Tax Street Improvement Fund (Project 105) Of Which \$44,200.00 Shall Be Used For The Purchase Of Said Properties And \$2,700.00 For Commission And Costs, is presented by the City Attorney and upon motion of Councilmen Santora, seconded by Councilman Solari, passed to print.

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

Southern Pacific  
Use of White Lights  
Resolution No. 11690

Resolution No. 11690 authorizing the use by Southern Pacific Company of white lights instead of red lanterns to give notice of the movement across city streets of engines or cars moving along spur tracks is read, and upon motion of Councilman Hathaway, seconded by Councilman Solari, adopted:

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

Southern Pacific  
Company Complaint

Councilman Hathaway proposes and moves adoption of resolution that the City Manager confer with officials of the Southern Pacific Company, and report on excessive blocking of traffic at 1st, Hedding and Newhall Streets by the movement of its trains, seconded by Councilman Foley and adopted:

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

Carlton No. 1  
Exclude From County  
Sanitation District  
#4 Resol. No. 11691

Resolution No. 11691 authorizing the City Manager to sign a petition requesting that uninhabited area annexed as Carlton No. 1 be excluded from Santa Clara County Sanitation District No. 4 is presented by the City Attorney and upon motion of Councilman Hathaway, seconded by Councilman Solari, adopted:

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

Ordinance No. 4931  
Correct MGS Project  
Number

Ordinance No. 4931, entitled: "An Ordinance Of The City Of San Jose Amending Section 1 Of Ordinance No. 4860 Which Relates To Appropriation Of Gas Tax Funds For Installation Of Certain Specified Traffic Signals And Authorizes The City Engineer To Expend Said Funds For Said Purpose, By Changing The MGS Project Designation In Said Ordinance From MCS Project 161 to MGS Project 163", is presented by the City Attorney and upon motion of Councilman Hathaway, seconded by Councilman Solari, passed to print:

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

Ordinance No. 4932  
Quit Claim Deed  
Sam Filice

Ordinance No. 4932, entitled: "An Ordinance Of The City Of San Jose Authorizing The City Manager And Mayor To Execute A Quit Claim Deed To Sam Filice, Et Al, Of Property Inadvertently Conveyed To The City Of San Jose", is presented by the City Attorney and upon motion of Councilman Hathaway, seconded by Councilman Santora, passed to print:

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

Resolution No. 11692  
Surrender of Leasehold  
by F. Patti  
237 S. 3rd St.

Resolution No. 11692 authorizing the City Manager to execute an indenture with Frank Patti relative to the surrender by said Frank Patti of a leasehold interest on city-owned property at and in the vicinity of 237 S. 3rd Street, is presented by the City Attorney and upon motion of Councilman Hathaway, seconded by Councilman Santora, adopted:

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

Resolution No. 11693  
Expense Allowance  
A.M.A. Convention

Resolution No. 11693 authorizing payment of expenses incurred by members of the City Council in connection with their attendance at the American Municipal Association Conference to be held in Miami, Florida, November 28 through 30, 1955, is presented by the City Attorney and upon motion of Councilman Hathaway, seconded by Councilman Santora, adopted:

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

Transportation  
Allowances

Ferdinand P. Palla, City Attorney, presents proposed resolution providing transportation allowances for private automobiles used by

employees on city business which would revise list of those classifications authorized by Resolution No. 9399 to receive such payment. Councilman Moore proposes and moves adoption of resolution that said proposed resolution be referred to the Committee of the Whole for consideration on

November 7, 1955, seconded by Councilman Santora and adopted:

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

Requested Purchase  
Remington-Rand  
Printing Calculator

Request of Purchasing Agent to purchase 1 Remington-Rand Printing Calculator on the open market, as only one United States firm can supply said equipment, is presented by the City Manager. Councilman Hathaway proposes and moves adoption of resolution that said equipment be purchased on the open market, seconded by Councilman Santora and adopted:

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

Purchase Law Books

Ferdinand P. Falla, City Attorney, recommends and Councilman Hathaway proposes and moves adoption of resolution that the City Manager be authorized to invite bids for furnishing certain law books, seconded by Councilman Moore and adopted:

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

Sale Of City-Owned  
Land Hart Property

*acquired by Ordinance  
No. 4130 adopted  
December 8, 1952,  
Ordinance No. 4267,  
November 16, 1953,  
and Ordinance No.  
4534 adopted  
November 15, 1954,*

A. P. Hamann, City Manager, recommends and Councilman Hathaway proposes and moves adoption of resolution that it be determined that certain city-owned land on the northwest side of Naglee Avenue between The Alameda and Morse Street, known as a portion of the Hart property, is not needed for, nor adaptable to municipal purposes, and that it be offered for sale at public auction, seconded by Councilman Solari, and adopted:

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

Automatic Gates  
Off-Street Parking  
Sites

A. P. Hamann, City Manager recommends and Councilman Hathaway proposes and moves adoption of resolution that the City Manager be authorized to enter into an agreement with three manufacturers of parking lot

automatic gates for the installation, on a 60 day trial basis, of said equipment in City of San Jose Off-Street Parking Site Nos. 1, 3 and 4, seconded by Councilman Solari and adopted:

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

Public Auction  
Demolition  
264 Spencer Ave.  
and 280 Delmas Ave.

A. P. Hamann, City Manager, recommends and Councilman Hathaway proposes and moves adoption of resolution that the City Manager be authorized to invite bids for the demolition of City-owned buildings at 264 Spencer Avenue and 280 Delmas Avenue, not needed for, nor adaptable to municipal purposes, seconded by Councilman Solari and adopted:

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

Additional  
Appropriation  
Electroliner  
Circuits

A. P. Hamann, City Manager, presents request of the City Engineer that an appropriation of \$12,500 be made to the Public Improvement Fund for the purpose of installing overhead circuits to electroliners in new subdivisions. Councilman Santora proposes and moves adoption of resolution that a proposed ordinance appropriating \$12,500 to the Public Improvement Fund for said purpose be prepared, seconded by Councilman Hathaway and adopted:

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

Permission Bid  
140 Additional  
Parking Meters

A. P. Hamann, City Manager, recommends and Councilman Solari proposes and moves adoption of resolution that the City Manager be authorized to invite bids for furnishing 140 parking meters, subject to the City Attorney's approval of the proposal that money for said purchase be appropriated from the 1954 Off-Street Parking Revenue Fund, seconded by Councilman Hathaway and adopted:

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

Permission For  
Negotiation Fee

A. P. Hamann, City Manager, requests authorization to pay appraisal fee in amount of \$2,320. to Earl Smart, in connection with purchase from the Boccardo Corporation of property located on the south-

west corner of 3rd and St. John Streets for off-street parking purposes. Councilman Santora proposes and moves adoption of resolution that said payment be authorized and that a proposed ordinance appropriating said amount be prepared, seconded by Councilman Solari and adopted:

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

Bay Area Council

A. P. Hamann, City Manager, presents communication from Owens-Corning Fiberglass Corporation regarding San Francisco Bay Area Council membership and recommends and Councilman Foley proposes and moves adoption of resolution that said matter be referred to the Committee of the Whole, for consideration on November 7, 1955, seconded by Councilman Santora and adopted:

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

Resolution No. 11693.1 Improving Major City Streets Adopting Plans

Plans and specifications for improving portions of Vine, 2nd, 3rd, St. James, 19th and San Salvador Streets, Project No. 168, Unit 2, are presented. Resolution No. 11693.1 adopting said plans and specifications, is read and upon motion of Councilman Moore, seconded by Councilman Hathaway, adopted:

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

Councilman Santora Leaves Session

Councilman Santora requests and is granted permission to leave session.

Resolution No. 11694 Repealing Resolution No. 11672 Tract No. 1591 Winchester Woods

Resolution No. 11694, repealing Resolution No. 11672, which approved and authorized the execution of the contract for the improvement of Tract No. 1591, resubdivision of portions of Tract Nos. 1483 and 1484 Winchester Woods is read and upon motion of Councilman Hathaway, seconded by Councilman Solari, adopted:

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

Resolution No. 11695 Tract No. 1591 Winchester Woods Contract

Resolution No. 11695, approving and authorizing execution of

contract for improvement of Tract No. 1591, Resubdivision of Tract No. 1483 and 1484 Winchester Woods, is presented and upon motion of Councilmen Hathaway, seconded by Councilman Solari, adopted:

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

Resolution No. 11696 20th St. Tract No. 1264 to Mission St. Fix Grades

Resolution No. 11696 fixing official curb grades and positions of curbs for 20th St. between the North property line of Tract No. 1264 and south curb line of Mission St. is read and upon motion of Councilman Solari, seconded by Councilman Hathaway, adopted:

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

Resolution No. 11697 20th St. Tract No. 1264 to Mission St. Adopting Plans

Resolution No. 11697 adopting plans and specifications for the improvement of 20th St. from the north property line of Tract No. 1264 to a point 10 feet north of the center line of Mission St., is read and upon motion of Councilman Solari, seconded by Councilman Hathaway, adopted:

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

Resolution No. 11698 Tract No. 1523 Fixing Curb Grades

Resolution No. 11698 fixing official curb grades and positions of curbs for portions of Moorpark Avenue, Cypress Avenue, Coakley Drive, Margate Avenue, Shearton Drive and Widget Drive, all in or adjacent to Tract No. 1523, is read and upon motion of Councilman Hathaway, seconded by Councilman Solari, adopted:

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

Resolution No. 11699 Tract No. 1523 Adopting Plans

Resolution No. 11699 adopting plans and specifications for the improvement of Tract No. 1523 is read and upon motion of Councilman Hathaway, seconded by Councilman Solari, adopted:

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

Resolution No. 11700 Tract No. 1523 Approving Final Map

Resolution No. 11700 approving and accepting Final Map of Tract No. 1523, is presented and upon motion of Councilman Hathaway, seconded by Councilman Solari, adopted:

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

Resolution No. 11701  
Contract For Improvement  
Tract No. 1523

Resolution No. 11701 approving and authorizing execution of  
contract for improvement of Tract No. 1523, is presented and upon  
motion of Councilman Hathaway, seconded by Councilman Solari, adopted:

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

Alcoholic Beverage  
Control Act

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

Adjourn

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

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

Adjourn

Council now adjourns at 10:00 o'clock P.M.

GEORGE STARBUCK  
MAYOR

ATTEST:

*Francis L. Greiner*  
FRANCIS L. GREINER  
ACTING CITY CLERK

Monday

San Jose, California

November 7, 1955

The Council of the City of San Jose convenes this day in regular session at 7:00 o'clock P.M.

Roll Call

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

Invocation

Invocation is given by Mayor George Starbird.

Minutes

The Minutes of regular session of October 24, 1955 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 May 3, 10, 17, 18, 24, June 1, 7, 14, 21, 28, July 6, 12, 19, 26, Aug. 2, 6, 9, 16, 23, 26, 30, Sept. 7, 13, 20, 27, Oct. 4, 11, 15, 25, Nov. 1, 8, 15, 22, Dec. 6, 7, 13, 20, 27, 1954; Jan. 3, 10, 17, 24, 31, Feb. 7, 14, 21, 23, 28, Mar. 7, 4:00 o'clock P.M. and 8:00 o'clock P.M. Mar. 14, 21, 22, 28, 31, Apr. 4, 11, 18, 25, May 2, 9, 16, 18, 23, 31, June 6, 13, 20, 27, July 5, 11, 18, 25, Aug. 1, 4, 8, 15, 22, 29, Sept. 6, 12, 14, 26, 28, Oct. 3, 4, 10, 17 and 31, 1955, be deferred, seconded by Councilman Moore and adopted:

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

Ordinance No. 4927  
Relinquish Gravel Rights  
Coyote Creek Near  
Berryessa Road

Ordinance No. 4927, entitled: "An Ordinance Of The City Of San Jose Finding That A Certain Right Heretofore Reserved By Said City To Enter Into, Excavate And Remove Soil, Earth, Gravel, Stone Or Other Annual Deposits From Certain Land Situated Along The Coyote Creek In The Vicinity Of Berryessa Road Is Valueless And An Unnecessary Cloud On Owners' Title To Said Land, And That The Public Interest Will Be Served By Said City's Relinquishment Of Said Right; And Authorizing The Release And Quit Claim Of Said Right By Said City To Present Owners Of Said Land", passed to print October 31, 1955, is given final reading 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. 4928  
Sell Property  
4th & St. John Sts.

Ordinance No. 4928, entitled: "Ordinance Of The City Of San Jose Selling Certain Real Property Of The City, Herein Described, Which It Finds Is Not Needed For Nor Adaptable For Municipal Purposes, To The Highest Responsible Bidder Therefor", passed to print October 31, 1955, is given final reading 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.

Ordinance No. 4929  
Quit-Claim  
Pueblo Lands To  
Labor Temple Assn.

Ordinance No. 4929, entitled: "An Ordinance Of The City Of San Jose Authorizing The Release And Quit Claiming Of All Such Right, Title And Interest, If Any, Which Said City May Have In Certain Pueblo Lands", passed to print October 31, 1955, 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. 4930  
Appropriating \$46,900  
Purchasing Property  
Widening San Carlos St.

Ordinance No. 4930, entitled: "An Ordinance Of The City Of San Jose Authorizing The Mayor And City Manager To Purchase On Behalf Of The City Of San Jose Certain Described Pieces Or Parcels Of Real Property And To Sign Agreements Therefor For The Purpose Of Widening San Carlos Street; Setting Forth The Terms And Conditions Therefor, And Appropriating The Sum Of \$46,900.00 From The Special Gas Tax Street Improvement Fund (Project 105) Of Which \$44,200.00 Shall Be Used For The Purchase Of Said Properties And \$2,700.00 For Commissions And Costs", passed to print October 31, 1955, is given final reading and upon motion of Councilman Moore, seconded by Councilman Santora, adopted:

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

Ordinance No. 4931  
Amend Ord. 4860  
Correct MCS Project No.

Ordinance No. 4931, entitled: "An Ordinance Of The City Of San Jose Amending Section 1 Of Ordinance No. 4860 Which Relates To Appropriation Of Gas Tax Funds For Installation Of Certain Specified Traffic Signals And Authorizes The City Engineer To Expend Said Funds For

Said Purpose, By Changing The MCS Project Designation In Said Ordinance From MCS Project 161 To MCS Project 163", passed to print October 31, 1955, is given final reading and upon motion of Councilman Solari, seconded by Councilman Hathaway, adopted:

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

Ordinance No. 4932  
Authorize  
Quit Claim Deed  
(Sam Filice)

Ordinance No. 4932, entitled: "An Ordinance Of The City Of San Jose Authorizing The City Manager And Mayor To Execute A Quit Claim Deed To Sam Filice, Et Al, Of Property Inadvertently Conveyed To The City Of San Jose", passed to print October 31, 1955, is given final reading 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. 11702  
Urging Inclusion  
Various Areas In  
State Park System

Resolution No. 11702, urging inclusion of Henry W. Coe Park, Leroy Anderson Dam Area, Palo Alto Yacht Harbor, portion of San Francisco Bay at Alviso and lands along the Tuolumne River in the State Park System, is presented by the City Attorney and upon motion of Councilman Moore, seconded by Councilman Hathaway, adopted:

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

1 Power Mower  
And Sulky  
Award

A. P. Hamann, City Manager, reports that the bid of Chas. Berg Company, opened October 31, 1955, is the only bid for furnishing one Power Mower and Sulky and recommends that said bid be accepted. Councilman Watson proposes and moves adoption of resolution that said bid of Chas. Berg Company be accepted and that contract be awarded for furnishing said equipment, seconded by Councilman Santora and adopted:

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

Bids  
Demolition of 7  
City-Owned Buildings 1955, for demolition of 7 city-owned buildings located at 84 N. San Pedro

Council now considers the proposals or bids, opened October 31,

Street, 97 N. Market Street, 85 N. Market Street, 77 N. 3rd Street, 61 N. 3rd Street, 55 N. 3rd Street, and 43-49 N. 3rd Street. H. J. Flannery, City Engineer, reports that the bid of Stone Avenue Used Building Materials & Wrecking Company is the low bid for said demolition, but that said firm does not hold a State contractor's license and therefore cannot be awarded the contract for said work. Ferdinand P. Palla, City Attorney, and H. J. Flannery, City Engineer, recommend and Councilman Watson proposes and moves adoption of resolution that all bids for the demolition of said buildings be rejected, seconded by Councilman Foley and adopted:

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

Demolition Of 7  
City-Owned Buildings

Councilman Watson proposes and moves adoption of resolution that the City Manager be authorized to invite new bids for the sale of 7 city-owned buildings located at 84 N. San Pedro Street, 97 N. Market Street, 85 N. Market Street, 77 N. 3rd Street, 61 N. 3rd Street, 55 N. 3rd Street, and 43-49 N. 3rd Street, which are to be removed from said locations within 60 days from date of sale, seconded by Councilman Solari and adopted:

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

Improvement  
Alma Ave. Between  
Lick & Minnesota Aves.

H. J. Flannery, City Engineer, recommends and Councilman Moore proposes and moves adoption of resolution that consideration of bids for the work of improving Alma Avenue from Lick Avenue to Minnesota Avenue including construction of an underpass under Southern Pacific Company Railroad Lines sanitary sewers, storm sewers, paving, curb, gutter, sidewalk and lighting be deferred to November 14, 1955, seconded by Councilman Watson and adopted:

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

Report  
Civil Service Com.  
"Y" Rated Salaries

Acting City Clerk reads report of Civil Service Commission on "Y" rated salary positions and City Manager recommends that the "Y"