

COUNCIL MINUTES

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APRIL 16, 1956 - APRIL 30, 1956

Ordinance No. 5101
Speed Limits
Stevens Creek Rd.

Ordinance No. 5101, entitled: "Ordinance Of The City Of San Jose Amending Section 3314.11 Of The San Jose Municipal Code, Relating To The Prima Facie Speed Limits Of Stevens Creek Road", passed to print April 9, 1956, is given final reading, and upon motion of Councilman Moore, seconded by Councilman Solari, adopted:

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

Ordinance No. 5102
Parking Exemptions
Disabled Veterans

Ordinance No. 5102, entitled: "An Ordinance Of The City Of San Jose Amending Section 3315.24 Of The San Jose Municipal Code To Provide For Parking Exemption For Disabled Veterans And Repealing All Sections And/Or Parts Of Sections Of The San Jose Municipal Code And All Ordinances And/Or Parts Of Ordinances In Conflict Herewith", passed to print April 9, 1956, is given final reading, and upon motion of Councilman Santora, seconded by Councilman Solari, adopted:

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

Ordinance No. 5103
Sanitary Sewers
Monterey, Cottle
& Hayes Rds.

Ordinance No. 5103, entitled: "An Ordinance Of The City Of San Jose Appropriating \$92,400 From The 1950 Sewage Treatment Bond Fund To The Department Of Public Works For The Construction Of A Reinforced Concrete Pipe Sanitary Sewer Line And Appurtenances Thereto Along Portions Of The Following Named Streets, To Wit, Monterey Road, Cottle Road And Hayes Road, And For The Preparation Of Detailed Plans And Specifications Therefor And Engineering And Inspection Services In Connection Therewith; And Authorizing The City Engineer To Expend Said Moneys For Said Purposes", passed to print April 9, 1956, is given final reading, and upon motion of Councilman Santora, seconded by Councilman Moore, adopted:

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

Ordinance No. 5104
Sanitary Sewers
Alma Ave., Almaden Ave., Etc.

Ordinance No. 5104, entitled: "An Ordinance Of The City Of San Jose Appropriating \$242,000 From The 1950 Sewage Treatment Bond Fund To The Department Of Public Works For The Construction Of A Reinforced Concrete Pipe Sanitary Sewer Line And Appurtenances Thereto Along Portions Of The Following Named Streets, To Wit, Alma Avenue, Almaden Road, Northern Road, Cross

Way, Willow Glen Way And Curtner Avenue, And For The Preparation Of Detailed Plans And Specifications Therefor And Engineering And Inspection Services In Connection Therewith; And Authorizing The City Engineer To Expend Said Moneys For Said Purposes", passed to print April 9, 1956, is given final reading and upon motion of Councilman Solari, seconded by Councilman Moore, adopted:

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

Ordinance No. 5105
Parking
Alum Rock Park

Ordinance No. 5105, entitled: "An Ordinance Of The City Of San Jose Amending Section 2700.140 Of The San Jose Municipal Code To Provide That Moneys In The Alum Rock Parking Fund May Be Appropriated For Payment Of Expenses Incurred In Connection With The Parking Of Vehicles In Alum Rock Park And The Collection Of Parking Fees Therefor As Well As For Recreational And Park Capital Improvements", passed to print April 9, 1956, is given final reading and upon motion of Councilman Hathaway, seconded by Councilman Moore, adopted:

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

Ordinance No. 5106
Collection Parking Fees
Alum Rock Park

Ordinance No. 5106, entitled: "An Ordinance Of The City Of San Jose Appropriating \$2500.00 From The Alum Rock Parking Fund For Payment Of Personal Services Rendered In Connection With The Parking Of Vehicles In Alum Rock Park And The Collection Of Fees Therefor And Authorizing The Superintendent Of Parks To Expend Said Moneys For Said Purpose", passed to print April 9, 1956, is given final reading and upon motion of Councilman Hathaway, seconded by Councilman Solari, adopted:

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

Councilman Foley Enters

Councilman Foley now enters and is seated.

Ordinance No. 5107
Property Exchange
Cali

Ordinance No. 5107, entitled: "An Ordinance Of The City Of San Jose Authorizing And Directing The Mayor And The City Manager To Execute On Behalf Of The City Of San Jose An Agreement Between City And Charles J. Cali And L. Marchisio Cali Providing For Rescission Of An Agreement Heretofore Made Between Said Parties On Or About The 15th Day Of September, 1955, En-

titled 'Agreement For The Exchange Of Properties Between Cali And The City Of San Jose', And Providing For The Acquisition By City Of Certain Described Real Property Presently Owned By Charles J. Cali And L. Marchisio Cali For The Purpose Of Installing On Said Real Property Public Off-Street Parking Facilities In Connection With The Off-Street Parking Program Of The City Of San Jose; Appropriating The Sum Of \$50,420.55 From The 1954 Off-Street Parking Construction Fund For The Purpose Of Acquiring Said Real Property Presently Owned By Charles J. Cali And L. Marchisio Cali In Accordance With The Terms Of The Above-Mentioned Agreement; Authorizing The Mayor And The City Manager To Expend Said \$50,420.55 For Said Purpose In Accordance With And Subject To The Terms And Conditions Of The Agreement Herein Authorized", passed to print April 9, 1956, is given final reading and upon motion of Councilman Solari, seconded by Councilman Santora, adopted:

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

Ordinance No. 5108
Rezone S. Side Malone Rd.
Johnston-Bird Aves.

Ordinance No. 5108, entitled: "An Ordinance Amending The San Jose Municipal Code By Adding A New Section Thereto To Be Numbered 9102.44z67

Rezoning Certain Real Property Located On The Southerly Side Of Malone Road, Between Johnson Avenue And Bird Avenue, As Hereinafter Described", passed to print April 9, 1956, is given final reading and upon motion of Councilman Moore, seconded by Councilman Santora, adopted:

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

Ordinance No. 5109
Rezone E. Side N. 1st St.
583' N. Sonora

Ordinance No. 5109, entitled: "An Ordinance Amending The San Jose Municipal Code By Adding A New Section Thereto To Be Numbered 9102.44z68

Rezoning Certain Real Property Located On The Easterly Side Of North First Street (San Jose-Alviso Road), Approximately 583 Feet Northerly Of Sonora Avenue And Continuing Northerly 500 Feet With A Depth Of 100 Feet, As Hereinafter Described", passed to print April 9, 1956, is given final reading 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. 5110
Zone Bollinger No. 2

Ordinance No. 5110, entitled: "An Ordinance Amending Article IX, (Zoning) Chapter I Of The San Jose Municipal Code, By Adding Thereto A New Section, To Be Designated 9102.24z74", passed to print April 9, 1956, is given final reading and upon motion of Councilman Solari, seconded by Councilman Hathaway, adopted:

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

Ordinance No. 5111
Zone Blackford No. 1

Ordinance No. 5111, entitled: "An Ordinance Amending Article IX, (Zoning) Chapter I Of The San Jose Municipal Code, By Adding Thereto A New Section, To Be Designated 9102.24z75", passed to print April 9, 1956, is given final reading and upon motion of Councilman Santora, seconded by Councilman Solari, adopted:

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

Paving Off-St. Parking
Lot. Site No. 4, Unit 2
Award

Harold J. Flannery, City Engineer, reports that the bid of Leo F. Piazza Paving Co., opened April 9, 1956, is the lowest responsible bid for paving Off-Street Parking Lot Site No. 4, Unit #2, and recommends that said bid be accepted. Councilman Hathaway proposes and moves adoption of resolution that said bid of Leo F. Piazza Paving Co. be accepted, contract be awarded for paving Off-Street Parking Lot Site No. 4, Unit #2, and all other bids be rejected, seconded by Councilman Foley, and adopted:

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

River Glen Park
Sprinkler System
Reject Bids

H. J. Flannery, City Engineer, reports that he has met with the Committee on Lands, Parks and Public Structures and recommends and Councilman Santora proposes and moves adoption of resolution that the proposals or bids, opened April 2, 1956, for the improvement of River Glen Park by the installation of a sprinkler system, be rejected and the City Manager be authorized to invite new bids for the said improvement, seconded by Councilman Solari and adopted:

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

City Hall Plans

As deferred from April 9, 1956, report of the City Planning Commission approving the plan of design of the proposed City Hall Building, pursuant to Section 94 of the Charter, is presented and filed. A. P. Hamann, City Manager, advises that the reports due from the City Engineer, City Attorney and City Building Official on proposed City Hall plans were presented to the architect on April 12, 1956 and recommends and Councilman Hathaway proposes and moves adoption of resolution that consideration of said plans and specifications be deferred to April 23, 1956, seconded by Councilman Moore, and adopted:

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

Trapani Complaint
Sewers

H. J. Flannery, City Engineer, reports that he will have a meeting with Frank Trapani to discuss complaint regarding sewage system on San Jose-Los Gatos Rd. and Councilman Moore proposes and moves adoption of resolution that consideration of said complaint be deferred to April 23, 1956, seconded by Councilman Hathaway, and adopted:

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

Finance Committee
Parking Lot Attndt.
Salary

Councilman Hathaway, Chairman of the Committee on Finance, reports that said committee approves the recommendation of the Civil Service Commission, and Councilman Hathaway proposes and moves adoption of resolution that matter of salary range for Parking Lot Attendant (309) be referred to the City Attorney to prepare an ordinance establishing a salary range for said position in accordance with said recommendation, seconded by Councilman Moore, and adopted:

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

Finance Com. Rept.
Graphic Artist-Clerk

Councilman Hathaway, Chairman of the Committee on Finance, reports that said committee approves the recommendation of the Civil Service Commission, and Councilman Hathaway proposes and moves adoption of resolution that a classification of Graphic Artist-Clerk (185) be established and the City Attorney be directed to prepare ordinances establishing said classification

and establishing a salary range for said classification, seconded by Councilman Solari, and adopted:

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

Finance Com. Rept.
Add'l. Inspectors

Councilman Hathaway, Chairman of the Committee on Finance, reports that said committee approves the request of the City Building Official and Councilman Hathaway proposes and moves adoption of resolution that 1 Building Inspector, 1 Plumbing Inspector, and 1 Electrical Inspector be additionally allocated to the Department of Building, seconded by Councilman Santora, and adopted:

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

Finance Com. Rept. ,
Chief Bldg. Inspector

Councilman Hathaway proposes and moves adoption of resolution that the matter of creating a position of Chief Building Inspector be brought before the Civil Service Commission by the City Building Official, seconded by Councilman Santora, and adopted:

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

Police & Fire Dept.
Retirement Fund

Mayor Starbird presents and files letter appointing a committee to investigate the cost and general problem of revising the Charter to include widows and orphans of policemen and firemen as beneficiaries under the Police and Fire Department Retirement Plan and Councilman Hathaway proposes and moves adoption of resolution that said appointments be approved, seconded by Councilman Santora, and adopted:

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

Proposed Rezoning
N. 14th St.

Santa Clara-St. John Sts.

Recommendation of the City Planning Commission, pursuant to Section 9112.1(c) of the San Jose Municipal Code, that certain parcels of property on the west side of North 14th Street, between East Santa Clara and East St. John Streets, be rezoned from R-3 Residence District to C-Commercial District (Professional-Office), is presented. Councilman Foley proposes and moves adoption of resolution that 8:00 o'clock P.M., May 14, 1956, Council

Chambers, City Hall, be fixed as time and place for the purpose of considering and discussing the proposed rezoning, seconded by Councilman Santora, and adopted:

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

Proposed Rezoning
San Jose-Los Gatos Rd.
Stokes St.

Recommendation of the City Planning Commission, pursuant to Section 9112.1(c) of the San Jose Municipal Code, that certain parcels of property on the San Jose-Los Gatos Road and on Stokes Street, be rezoned from R-1 Residence District to C-1 Commercial District and R-3 Residence District is presented. Councilman Hathaway proposes and moves adoption of resolution that 8:00 o'clock P.M., May 14, 1956, Council Chambers, City Hall, be fixed as time and place for the purpose of considering and discussing the proposed rezoning, seconded by Councilman Santora, and adopted:

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

Front Yard Adjustment
385 N. 3rd St.

Resolution of the City Planning Commission, by authority of Article IX, Chapter 1, Part 7 of the San Jose Municipal Code, granting a front yard adjustment to 0' at 385 N. 3rd Street, to permit enlargement of the San Jose Moving and Storage Co. building, in accordance with plot plan on file in the Department of Building, is read. 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 and Starbird.
Noes: Councilmen - None.
Absent: Councilmen - Watson.

Children's Park

Recommendation of the City Planning Commission that the proposal of the San Jose Junior Chamber of Commerce to establish "A Children's Park For San Jose", be approved in principle and be developed in conjunction with the expanding recreational activities of the City of San Jose, is presented.

Councilman Watson
Enters

Councilman Watson now enters and is seated. Councilman Hathaway proposes and moves adoption of resolution that said recommendation be approved and referred to the Committee on Finance, seconded by Councilman Santora, and adopted:

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

Final Zoning Report
Easterbrook No. 3
Resolution No. 12095

Resolution of the City Planning Commission, adopted March 27, 1956,
entitled: "Resolution Submitting To Council Final Report On Zoning Annexed
Area Known As 'Easterbrook No. 3'", is presented. Resolution No. 12095, di-
recting public hearing on final report of the City Planning Commission on
zoning annexed area designated "Easterbrook No. 3", 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.

North 1st St.
Proposed Zoning

Report of the City Planning Commission stating that said Commission
has initiated only one proceeding for the reclassification of North 1st
Street, between Hobson and Rosa Streets, to C-Commercial District (Profession-
al-Office), is presented. General discussion is had with the City Attorney.
Councilman Hathaway proposes and moves adoption of resolution that the City
Attorney prepare and submit on April 23, 1956, resolutions initiating two
proceedings for the rezoning of North 1st Street, 1) between Hobson-Jackson
Streets and Taylor Street and 2) between Taylor Street and Rosa Street,
seconded by Councilman Watson, and adopted:

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

Payments Authorized

Certificates of H. J. Flannery, City Engineer, approved by the
City Manager, that there is due and payable to A. J. Raisch Paving Company
on contract for the improvement of Camden Avenue, all in or adjacent to
Tract No. 1482, Camden Heights, Unit No. 1, a final payment of \$260.21; por-
tions of Moorpark and Saratoga Avenues, all in or adjacent to Strawberry
Park, Unit No. 2, Tract No. 1465 (14' and 20' A.C. Pavement Strips), a first
payment of \$4,245.22; a portion of Leigh Avenue all in or adjacent to Tract
No. 1421, Cambrian Acres, Unit No. 1, a final payment of \$363.48, are read.
Councilman Hathaway proposes and moves adoption of resolution that said pay-
ments be authorized, seconded by Councilman Santora, and adopted:

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

Ordinance No. 5112
Street Number Map

Ordinance No. 5112, entitled: "An Ordinance Of The City Of San Jose
Amending The San Jose Municipal Code By Adding Thereto A New Section To Be

Numbered 8738, Relating To The Numbering Of Houses And Street Entrances To Buildings In Those Portions Of Districts Of The City Of San Jose Annexed October 6, 1955, And October 26, 1955, And Designated As Kirkland No. 2 And Winchester No. 5, Respectively", is presented by the City Attorney, 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.

Resolution No. 12096
Unnamed Alley
Close & Abandon

Resolution No. 12096, approving a certain map filed with the City Council as the map showing a certain unnamed alley in the block bounded by Margaret, Virginia, 9th and 10th Streets, proposed to be closed and abandoned, is presented and upon motion of Councilman Watson, seconded by Councilman Santora, adopted:

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

Unnamed Alley
Close & Abandon

Recommendation of the City Engineer that an assessment district not be formed and the City pay all costs involved regarding proposed closing of an unnamed alley in the block bounded by Margaret, Virginia, 9th and 10th Streets, said costs to be less than \$100.00, is read. Councilman Watson proposes and moves adoption of resolution that said recommendation be accepted seconded by Councilman Hathaway, and adopted:

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

Resolution No. 12097
Unnamed Alley
Close & Abandon

Resolution No. 12097, of intention to close and abandon a certain unnamed alley as shown and designated on that certain map on file in the office of the City Clerk and approved by the Council on April 16, 1956, and entitled "Map Showing Unnamed Alley Proposed To Be Closed And Abandoned In Block 15 As Shown On Sherman Day Map Of The City Of San Jose Recorded In Book 'A' Of Maps Page 72-73 Santa Clara County Records", and fixing 8:00 o'clock P.M., May 21, 1956, Council Chambers, City Hall, as the time and place for hearing protests thereto, is presented by the City Attorney, 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.

Resolution No. 12098
Restricted Parking

Resolution No. 12098, determining areas and districts within which restricted parking shall be permitted and repealing Resolution Number 11831, adopted December 27, 1955, is presented by the City Attorney, and upon motion of Councilman Watson, seconded by Councilman Hathaway, adopted:

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

Ordinance No. 5113
Appropriation
Sewers

Ordinance No. 5113, entitled: "An Ordinance Of The City Of San Jose Appropriating \$15,000 From The San Jose Sewer Fund To The Department Of Public Works For The Construction Of A Vitrified Clay Pipe Sanitary Sewer Line, And Appurtenances Thereto, Along Portions Of The Following Named Streets: Stevens Creek Road, Monroe Street, And For The Preparation Of Detailed Plans And Specifications Therefor And Engineering And Inspection Services In Connection Therewith; And Authorizing The City Engineer To Expend Said Moneys For Said Purposes", is presented by the City Attorney, 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.

Ordinance No. 5114
Appropriation
Stevens Creek Rd.
Monroe & Forest

Ordinance No. 5114, entitled: "An Ordinance Of The City Of San Jose Appropriating \$95,000 From The Sales Tax Improvement Fund To The Department Of Public Works For The Improvement, As Hereinafter Set Forth, Of Portions Of Certain Named Streets, To Stevens Creek Road Between Monroe Street And Marco Avenue, Forest Avenue Between Monroe Street And Daniel Way, And Monroe Street Between Stevens Creek Road And Forest Avenue, And The Preparation Of Plans And Specifications For And Engineering And Inspection Services In Connection With, Said Improvement; And Authorizing The City Engineer To Expend Said Moneys For Said Purposes", is presented by the City Attorney, and upon motion of Councilman Watson, seconded by Councilman Hathaway, passed to print:

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

Resolution No. 12099
Revocable Permit
Airport

Resolution No. 12099, authorizing issuance of revocable permit to Raymond E. Whitmore DBA Uncle Ray's Flying Service to occupy space at the San Jose Municipal Airport, is presented by the City Attorney, 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. 12100
Stop Intersection
Goodyear At Sherman Sts.

Resolution No. 12100, determining and designating stop intersections and repealing Resolution No. 12076, adopted April 9, 1956, for the purpose of adding Goodyear at Sherman Street to the list of said intersections, is presented by the City Attorney 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.

Resolution No. 12101
S.J. Jr. Chamber Commerce
Traffic Safety Education

Resolution No. 12101, authorizing the execution of an agreement with the San Jose Junior Chamber of Commerce for traffic safety education and community promotion, is presented by the City Attorney 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. 5115
10th St. Property

Ordinance No. 5115, entitled: "An Ordinance Of The City Of San Jose Authorizing The City Manager To Exercise An Option For The Purchase Of Certain Real Property Herein Described; Appropriating The Sum Of \$3318.75 From The Special Gas Tax Street Improvement Fund For The Purpose Of Purchasing Said Real Property; And Authorizing The City Manager To Expend Said Moneys For Said Purpose", 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, Watson and Starbird.
Noes: Councilmen - None.
Absent: Councilmen - None.

10th & S.P.R.R.

Councilman Moore proposes and moves adoption of resolution that the City Attorney prepare a resolution urging the Southern Pacific Company and the Public Utilities Commission to consider additional grade crossing protection at the intersection of the Southern Pacific Company right-of-way and 10th Street, seconded by Councilman Santora, and adopted:

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

Resolution No. 12102
Retain Attorney
Santos Urban Suit

Resolution No. 12102, authorizing the City Attorney to retain services of an attorney to represent George A. Shilla in suit brought by Santos Urban, is presented by the City Attorney, and upon motion of Councilman Hathaway, seconded by Councilman Solari, adopted:

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

Recess

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

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

Recess

The Council now recesses at 7:59 o'clock P.M.

Reconvene

The Council now reconvenes at 8:05 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
Street Sweeper &
Paint Striping
Machine

Acting City Clerk reports receipt of five sealed proposals or bids for furnishing one street sweeper and/or one paint striping machine. 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, Santora,
Solari, Watson and Starbird.
Noes: Councilmen - None.
Absent: Councilmen - None.

Bids

Acting City Clerk now opens said sealed proposals or bids.

Bidders	Items	
	One Street Sweeper Price	One Paint Striping Machine Price
	\$ Cts.	\$ Cts.
Avery, George L. Less allowance for trade-in Guarantee: bid bond of United States Fidelity and Guaranty Company in amount of 10% of bid.	12,500.00 1,000.00	No bid
Bacon, Edward R. Company Guarantee: certified #5881 check #AT140 (11-39-1210) in amount of \$1471.00.	8,888.50*	5,817.00
Barshow & Baleria Guarantee: certified #12405 check #158-52-22E (90-85-1211) in amount of \$885.00	8,850.00	No bid

Bidders	Items	
	One Street Sweeper Price	One Paint Striping Machine Price
	\$ Cts.	\$ Cts.
Bay Cities Equipment, Inc. Guarantee: certified #12209 check #3791 (90-3-1211) in amount of \$884.95.	8,849.50	No bid
Western Traction Company Less allowance for trade-in Guarantee: certified #5417 check #8062 (11-95-1210) in amount of \$980.00.	10,415.00 615.00	No bid

*Does not conform to specifications.
PLUS STATE SALES TAX.

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

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

Bids Acting City Clerk reports receipt of four sealed proposals or bids for the paving of Site No. 1, Off-Street Parking Lot. Councilman Watson proposes and moves adoption of resolution that said proposals or bids be opened, seconded by Councilman Santora and adopted:

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

Bids Acting City Clerk now opens said sealed proposals or bids.

Approximate Quantity	Los Gatos		Leo F. Piazza		Bidders	
	Kleinsmith Construction Inc.		Paving Co.		A. J. Raisch Paving Company	
	Price	Price	Price	Price	Price	Price
	\$ Cts.	\$ Cts.	\$ Cts.	\$ Cts.	\$ Cts.	\$ Cts.
550 tons type "B" plant mix re-surfacing (3/4" max.) in place, per ton	7.00	6.32	7.00	7.00	7.70	
240 tons type "B" plant mix surfacing (3/4" max.) in place, per ton	6.00	6.00	7.00	7.00	6.30	
12.4 tons asphaltic emulsion (mixing type) in place, per ton	60.00	45.00	20.00	20.00	45.00	
390 cu.yds. untreated base material in place, per cu.yd.	3.50	3.54	1.50	1.50	3.00	
2.6 tons SC-1 liquid asphalt in place, per ton	60.00	40.00	20.00	20.00	50.00	

Items Approximate Quantity	Bidders							
	Kleinsmith Inc. Price		Los Gatos Construction Co. Price		Leo F. Piazza Paving Co. Price		A. J. Raisch Paving Company Price	
	\$	Cts.	\$	Cts.	\$	Cts.	\$	Cts.
990 lin.ft. continuous drain to be constructed, per lin.ft.		10.50		7.60		10.00		10.00
54 lin.ft. P.C.C. curb & gutter to be constructed, per lin.ft.		2.50		2.75		2.00		2.00
220 sq.ft. P.C.C. sidewalk constructed, per sq.ft.		0.50		0.65		0.30		0.37
224 sq.ft. P.C.C. driveway ramp to be constructed, per sq.ft.		0.75		0.80		0.40		0.50
Clearing and grubbing, per lump sum		600.00		1,665.00		4,587.00		1,790.00
TOTAL		\$18,963.00		\$16,618.30		\$20,815.60		\$19,596.40

Guarantee: Kleinsmith, Inc. - bid bond of Newark Insurance Company in amount of 10% of bid; Los Gatos Construction Co. - bid bond of Peerless Insurance Company in amount of 10% of bid; Leo F. Piazza Paving Co. - bid bond of Hartford Accident and Indemnity Company in amount of 10% of bid. A. J. Raisch Paving Company - bid bond of Pacific Indemnity Co. in amount of 10% of bid.

Bids
Paving Site #1

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 Watson and adopted:

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

Bids
Improvement Koch Lane
& Curtner Ave. Sewers

Acting City Clerk reports receipt of six sealed proposals or bids for improvement of Koch Lane and Curtner Avenue storm and sanitary sewers.

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

Bids

Acting City Clerk now opens said proposals or bids.

Items Approximate Quantity	Bidders										
	Robert M. Bebek*		McGuire and Hester Price		P & E Inc. Price		A. J. Peters* & Son Price		Souza & McCue* Vincent Construction Rodrigues Co., Inc. Price		
	\$	Cts.	\$	Cts.	\$	Cts.	\$	Cts.	\$	Cts.	
260 lin.ft. 8" plain concrete pipe, standard strength, inlet laterals in place, per lin.ft.		4.00		6.00		4.40		3.62		2.50	4.00
20 lin.ft. 12" plain concrete pipe, standard strength, in place, per lin.ft.		5.00		8.00		4.80		15.46		5.00	7.00
550 lin.ft. 24" reinf. concrete pipe, standard strength, in place, per lin.ft.		7.00		10.80		13.50		7.86		8.00	12.00

Items Approximate Quantity	Bidders					
	Robert M. Bebek*	McGuire and Hester	P & E Inc.	A. J. Peters* & Son	Vincent Rodrigues	Souza & McCue* Construction Co., Inc.
	Price \$ Cts.	Price \$ Cts.	Price \$ Cts.	Price \$ Cts.	Price \$ Cts.	Price \$ Cts.
860 lin.ft. 24" reinf. concrete pipe, standard strength, Type II Cement with pozzolan added, in place, per lin.ft.	10.00	11.00	10.50	8.90	8.50	21.00
340 lin.ft. 24" reinf. concrete pipe 1750-D. Type II cement with pozzolan added in place, per lin.ft.	11.00	14.25	10.50	11.20	8.50	19.50
4 lin.ft. 30" reinf. con- crete pipe, extra strength, Type II cement, with pozzolan added, in place, per lin.ft.	50.00	10.00	12.40	12.64	10.00	12.00
310 lin.ft. 33" reinf. con- crete pipe 1750-D, in place, per lin.ft.	13.00	16.50	16.70	10.20	9.00	22.00
20 lin.ft. 36" reinf. con- crete pipe standard strength, in place, per lin.ft.	50.00	12.00	17.95	24.18	12.00	31.00
795 lin.ft. 66" reinf. concrete pipe extra strength (including re- moval of existing box culvert) in place per lin.ft.	50.00	57.50	45.40	45.05	46.00	61.00
2,080 lin.ft. 66" reinf. concrete pipe standard strength in place, per lin.ft.	34.00	30.50	30.30	24.25	32.00	41.50
3 standard clay brick sanitary sewer manholes complete with cover and ring, in place, ea.	400.00	300.00	404.00	367.46	350.00	600.00
5 standard concrete inlet structures com- plete with frame, grate & hood, in place, ea.	150.00	250.00	120.00	132.15	250.00	40.00
1 reinf. concrete headwall outlet structure complete with 72" automatic gate, flange & anchor bolts, in place, per lump sum	1,500.00	2,800.00	2,700.00	2,572.03	2,500.00	3,228.00
BASE BID WITHOUT MANHOLES	\$136,480.00	\$141,462.50	\$130,479.60	\$111,321.44	\$126,350.00	\$181,051.00

<u>Alternate A</u>						
2 type "A" clay brick storm sewer manholes, complete with cover & ring, in place, each	450.00	700.00	420.00	440.53	350.00	No Bid
2 standard clay brick storm sewer manholes complete with cover & ring, (including removal of existing manholes) in place, ea.	700.00	350.00	480.00	450.91	450.00	No Bid
10 standard clay brick storm sewer manholes complete with cover & ring, in place, ea.	425.00	275.00	440.00	422.48	350.00	No Bid
SUB-TOTAL, brick manholes	6,550.00	4,850.00	6,200.00	6,007.68	5,100.00	No Bid
GRAND TOTAL, Alternate A	\$136,480.00	\$146,312.50	\$136,679.60	\$117,329.12	\$131,450.00	No Bid

<u>Alternate B</u>						
2 5-foot diameter pre-cast concrete storm sewer manholes complete with cover & ring, in place, each	450.00	700.00	420.00	651.81	400.00	675.00
2 4-foot diameter pre-cast concrete storm sewer manholes complete with cover & ring (including removal of existing manholes) in place, each	700.00	350.00	480.00	458.50	450.00	600.00
10 4-foot diameter pre-cast concrete storm sewer manholes complete with cover & ring, in place, each	425.00	275.00	440.00	497.83	350.00	760.00
SUB-TOTAL, concrete manholes	\$6,550.00	\$4,850.00	\$6,200.00	\$7,198.92	\$5,200.00	\$10,150.00
GRAND TOTAL, Alternate B	\$143,030.00	\$146,312.50	\$136,679.60	\$118,520.36	\$131,550.00	\$191,201.00

Guarantee: Robert M. Bebek - bid bond of Great American Indemnity Company in amount of 10% of bid; McGuire and Hester - bid bond of Continental Casualty Company in amount of 10% of bid; P & E, Inc. - bid bond of United Pacific Insurance Company in amount of 10% of bid; A. J. Peters and Son - bid bond of United Pacific Insurance Company in amount of \$50,000.00; Vincent Rodrigues - bid bond of United Pacific Insurance Company in amount of \$20,000.00 Souza & McCue Construction Co., Inc. - bid bond of the Aetna Casualty & Surety Co. in amount of \$25,000.00.
 *Affidavit of non-collusion not completed.

Bids
 Improvement Koch Lane & Curtner Ave. Sewers
 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 Foley and adopted:

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

Pine Ave., Lincoln Ave-
W. City Limit Line
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 Pine Avenue between the west property line of Lincoln Avenue and the westerly City Limit Line of the City of San Jose at Cottle Avenue, Acting City Clerk reports that no protests have been filed. No person is present desirous of being heard. Councilman Hathaway proposes and moves adoption of resolution that said hearing be closed, seconded by Councilman Watson, and adopted:

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

Pine Ave., Lincoln Ave-
W. City Limit Line
Resolution No. 12103
Issuance Of Bonds

Resolution No. 12103, providing for the issuance of street improvement bonds on the security of the unpaid assessment for the improvement of Pine Avenue between the west property line of Lincoln Avenue and the westerly City Limit Line of the City of San Jose at Cottle Avenue, is read and upon motion of Councilman Watson, seconded by Councilman Santora, adopted:

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

Dorothy Ave.,
Delmas Ave.-Dorothy Homes Tract
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 Dorothy Avenue between the east property line of Delmas Avenue and the west line of Dorothy Homes Tract, 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 Hathaway, and adopted:

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

Dorothy Ave., Delmas
Ave. - Dorothy Homes Tract
Resolution No. 12104
Issuance Of Bonds

Resolution No. 12104, providing for the issuance of street improvement bonds on the security of the unpaid assessment for the improvement of Dorothy Avenue between the east property line of Delmas Avenue and the west line of Dorothy Homes Tract, is read and upon motion of Councilman Watson, seconded by Councilman Solari, adopted:

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

Fairyland

Suggestion of L. George Baptist that east side of Williams Street Park be developed as Fairyland Park is read and, by unanimous consent, filed.

Parade
Comision Honorifica Mexicana

Request of Comision Honorifica Mexicana that permit be granted to conduct a parade at 1:00 o'clock P.M., May 6, 1956, 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 Santora, and adopted:

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

County Boundary Comm.
Notice Of Annexations

Notification from County Boundary Commission, pursuant to Section 35002 of the Government Code of annexations within 3 miles of San Jose is presented and, by unanimous consent, filed.

Push Cart
Lambda Chi Alpha

Request of Lambda Chi Alpha Fraternity that permit be granted to conduct a push cart relay from 12:30 to 5:30 o'clock P.M., May 18, 1956, heretofore referred to and approved by the Chief of Police, is presented. Councilman Moore proposes and moves adoption of resolution that said permit 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.

Claim For Damages
And Injuries
(Roland, James R.)

Claim of James R. Roland in amount of \$50,000 for alleged damages and injuries received February 13, 1956, 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.

Application Franchise
Pac. Tel. & Tel. Co.

Application of The Pacific Telephone and Telegraph Company for a franchise to occupy the public streets and other public places within the City of San Jose as the City existed on May 19, 1905, and a request to

advertise the notice of sale, is presented and filed. Councilman Moore proposes and moves adoption of resolution that said application be referred to the Committee on Ordinance and Franchise and the City Attorney for report to the Committee of the Whole on May 14, 1956, seconded by Councilman Hathaway, and adopted:

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

Bay Area Rapid Transit Comm. Notification from the San Francisco Bay Area Rapid Transit Commission of the schedule of presentations regarding the organizational and financing aspects of the proposed Bay Area rapid transit system is presented and filed. Councilman Santora proposes and moves adoption of resolution that said notification be referred to the Department of Planning, seconded by Councilman Watson, and adopted:

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

Downtown San Jose Days Request of Merchants Association of San Jose that street flags be hung in San Jose on May 17, 18 and 19, 1956, is read. Councilman Watson proposes and moves adoption of resolution that the hanging of street flags be authorized, seconded by Councilman Hathaway, and adopted:

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

State Div. of Highways Request For Cancellation Of Taxes Requests of State Division of Highways for cancellation of taxes on two parcels of land acquired for State Highway Route 5 and two parcels of land for State Highway Route 68 are presented and filed. Councilman Hathaway proposes and moves adoption of resolution that said requests be referred to the City Attorney for discretionary action, seconded by Councilman Watson, and adopted:

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

Girl Scouts Willow Park Bldg. Request of Mrs. W. H. Young, Advisor, Girl Scouts of Santa Clara Valley, Willow Glen Area, that the City permit construction in Willow Park of a building to be used exclusively by the Girl Scouts of Santa Clara Valley,

Willow Glen Troops, is presented and filed. Councilman Hathaway proposes and moves adoption of resolution that said request be referred to the City Planning Commission 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.

Gasoline Service Station
33rd & McKee Rd.

Application of the General Petroleum Corporation, for a permit to establish a gasoline service station at 33rd and McKee 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 Hathaway, and adopted:

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

City & County
Contributions
Chamber Of Commerce

Request of William B. Ward that the Council and the County of Santa Clara increase contributions to Chamber of Commerce Industrial Department, is presented and filed. Councilman Watson proposes and moves adoption of resolution that said request be referred to the Committee on Finance 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.

Revolving Fund

Councilman Hathaway proposes and moves adoption of resolution that the Finance Committee be directed to study and report on all expenditures from the San Jose Sewer Fund, seconded by Councilman Solari, and adopted:

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

Proclamations

Requests of (A) Santa Clara County Mental Health Society that April 29 to May 5, 1956, be proclaimed as "Mental Health Week"; (B) San Mateo and Santa Clara Counties Area Chairman Chemical Progress Week that April 23 through April 28, 1956, be proclaimed as "Chemical Progress Week"; (C) Mer-

chants Association of San Jose that May 13, 1956, be proclaimed as "Mother's Day"; (D) The Goodwill Industries that May 6 through May 12, 1956, be proclaimed as "Goodwill Week"; (E) Office of the Unit Advisor, United States Army Reserve, that April 23 through April 28, 1956, be proclaimed as "Military Reserve Week", are read. Councilman Watson proposes and moves adoption of resolution that said requests be granted and the Mayor be authorized to so proclaim, seconded by Councilman Santora, and adopted:

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

Paving Site #1
Off-St. Parking
Award

H. J. Flannery, City Engineer, reports that the bid of Los Gatos Construction Co., opened April 16, 1956, is the lowest responsible bid for the paving of Site No. 1, Off-Street Parking Lot, and recommends that said bid be accepted. Councilman Watson proposes and moves adoption of resolution that said bid of Los Gatos Construction Co. be accepted, contract be awarded for paving Site No. 1, Off-Street Parking Lot, and all other bids be rejected, seconded by Councilman Solari, and adopted:

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

Resolution No. 12105
Claims Investigator

Resolution No. 12105, authorizing the City Attorney to engage the services of a trained and experienced investigator to assist in investigating damage claims filed against the City, is presented by the City Attorney, and upon motion of Councilman Hathaway, seconded by Councilman Moore, adopted:

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

Order City Hall
Plans & Specs.

A. P. Hamanu, City Manager, presents and files letter requesting authorization to purchase 100 sets of City Hall Building plans and specifications at a total expenditure of \$7,775.00. Councilman Hathaway proposes and moves adoption of resolution that City Manager be authorized to purchase said 100 sets of City Hall Building plans and specifications, seconded by Councilman Watson, and adopted:

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

Meeting With
Santa Clara

A. P. Hamann, City Manager, advises that a meeting of the Committee of the Whole with the City of Santa Clara should be scheduled, and that he will attempt to arrange such a meeting.

Letter Of Appreciation
Clara Goodwin

A. P. Hamann, City Manager, reads letter of appreciation received from Clara Goodwin regarding Council action taken on behalf of her late husband, Clarence Goodwin.

City Hall Supervision

A. P. Hamann, City Manager, presents communications from Donald F. Haines, Architect; Robert Z. Taylor, Consulting Engineer; and Frank L. Nemec, Consulting Engineer, requesting that said Donald F. Haines be retained to supervise the City Hall building project during construction, and, by unanimous consent, said communications are filed.

Authorize Bid
Road Oil

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 road oil for the balance of 1956, seconded by Councilman Watson, and adopted:

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

In Lieu Tax
Federal Property

A. P. Hamann, City Manager, presents letter from League of California Cities regarding in lieu tax payments to local governments on certain federal property, and recommends and Councilman Moore proposes and moves adoption of resolution that the City Manager be authorized to reply to said letter, seconded by Councilman Watson, and adopted:

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

Special Census

A. P. Hamann, City Manager, presents and files communication from the Department of Commerce regarding a special census of the City of San Jose. City Manager recommends and Councilman Watson proposes and moves adoption of resolution that the City Manager be authorized to have the the necessary maps prepared and that an appropriation in amount of \$5,040 be authorized to cover preliminary expenses for said special census, seconded by Councilman Solari, and adopted:

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

Parking Ban
St. John St.

A. P. Hamann, City Manager, presents and files report of Traffic Analyst recommending that (1) curb space 83' long on the N. side of St. John east of Market Street be designated as a "No Parking" area; (2) the parking space marks and parking meters be removed; (3) the curb thereof be painted red; and (4) a lane line be painted for a distance of 50' east of Market Street. Councilman Watson proposes and moves adoption of resolution that said report be accepted, seconded by Councilman Solari, and adopted:

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

Re-Evaluation
Truck Traffic 10th St.

A. P. Hamann, City Manager, presents report of Traffic Analyst on re-evaluation of truck traffic on 10th Street and, by unanimous consent, said report is filed and the Acting Clerk directed to send copies to each Councilman.

Campbell Meeting

A. P. Hamann, City Manager, advises that the meeting with the City of Campbell will be held at 4:00 o'clock P.M. April 23, 1956.

Health Center
Plans & Specs.

A. P. Hamann, City Manager, presents and files letter of Hollis Logue, Jr., Architect, and two sets of plans and specifications for the Health Center building. Councilman Watson proposes and moves adoption of resolution that said plans and specifications be referred to the City Engineer and City Building Official for report, 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
(Lachtman, Sidney)

Claim of Sidney Lachtman, in amount of \$11.46 for alleged damages received March 28, 1956, in Off-Street Parking Site No. 4, is presented. Councilman Hathaway proposes and moves adoption of resolution that said claim be referred to the City Attorney for consideration, seconded by Councilman Solari, and adopted:

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

Alcoholic Beverage
Control Act

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

Resol No. 12106
Memorandum Agreement

Resolution No. 12106, adopting budget and approving memorandum of agreement for expenditure of gas tax allocation, Major City Streets, approved
-24- 4-16-56

by the City Engineer, is presented by the City Attorney, 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.

Feather River Project

Acting City Clerk presents and files communication from Assemblyman Clark L. Bradley, regarding Feather River Project and requesting meeting with Council to discuss said project. By unanimous consent, the Acting Clerk is directed to invite Assemblyman Clark L. Bradley to the May or June meeting of the Committee of the Whole.

Resolution No. 12107
Sandra Dr.
Adopting Plans

Resolution No. 12107, adopting plans and specifications for the improvement of Sandra Drive between the west property line of Newport Avenue and the center line of Cottle Avenue, Cottle Avenue 58.97 feet north and 61.03 feet south of the center line of Sandra Drive, also Newport Avenue between the center line of Curtner Avenue and a point 175 feet north of the north line of Tract No. 312, West Glen, measured at right angles and across Newport Avenue, is presented and upon motion of Councilman Watson, seconded by Councilman Santora, adopted:

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

Resolution No. 12108
Sandra Dr.
Prel. Determination

Resolution No. 12108, preliminarily determining that the public convenience and necessity require the improvement of Sandra Drive between the west property line of Newport Avenue and the center line of Cottle Avenue, Cottle Avenue 58.97 feet north and 61.03 feet south of the center line of Sandra Drive, also Newport Avenue between the center line of Curtner Avenue and a point 175 feet north of the north line of Tract No. 312, West Glen, measured at right angles and across Newport Avenue, without compliance with the provisions of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; describing said proposed improvements; and setting a time and place for hearing thereon, is presented and upon motion of Councilman Watson, seconded by Councilman Santora, adopted:

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

Resolution No. 12109
Tract No. 1612
Fixing Curb Grades

Resolution No. 12109, fixing official curb grades and positions of curbs for portions of Leigh Avenue, Mary Jane Way and Rosswood Drive all in or adjacent to Tract No. 1612, Branham Gardens, Unit No. 2, is presented and upon motion of Councilman Watson, seconded by Councilman Solari, adopted:

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

Resolution No. 12110
Tract No. 1612
Adopting Plans

Resolution No. 12110, adopting plans and specifications for the improvement of Tract No. 1612, Branham Gardens, Unit No. 2, is presented and upon motion of Councilman Watson, seconded by Councilman Solari, adopted:

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

Resolution No. 12111
Tract No. 1612
Approving Final Map

Resolution No. 12111, approving and accepting Final Map of Tract No. 1612, Branham Gardens, Unit No. 2, is presented and upon motion of Councilman Watson, seconded by Councilman Solari, adopted:

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

Resolution No. 12112
Tract No. 1612
Contract

Resolution No. 12112, approving and authorizing the execution of the contract for the improvement of Tract No. 1612, Branham Gardens, Unit No. 2, is presented and upon motion of Councilman Watson, seconded by Councilman Solari, adopted:

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

Parking Meter Change
Terraine & San
Augustine Sts.

Councilman Foley states he has received a request from the Social Security office on San Augustine Street requesting that parking meters in the area of said office be changed from one and two-hour zones to 12 or 24 minute zones. The City Manager advises that he will check this matter.

San Carlos St.

A. P. Hamann, City Manager, advises of attending a meeting of San Carlos Street property owners and Councilman Moore proposes and moves adoption of resolution that the City Manager report on said meeting at the Committee of the Whole meeting to be held on May 14, 1956, seconded by Councilman Santora, and adopted:

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

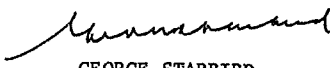
Adjourn

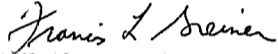
Councilman Solari proposes and moves adoption of resolution that the Council adjourn to meet again as a canvassing board at 9:00 o'clock A.M., April 17, 1956, Council Chambers, City Hall, seconded by Councilman Santora and adopted:

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

Adjourn

Council now adjourns at 9:09 o'clock P.M.


GEORGE STARBIRD.
MAYOR

ATTEST: 
FRANCIS L. GREINER
ACTING CITY CLERK

Mailed 5/25/56

Tuesday

San Jose, California

April 17, 1956

Roll Call

The Council of the City of San Jose convenes this day as a
Canvassing Board, pursuant to adjournment at 9:00 o'clock A.M.

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

Absent: Councilmen - Watson.

Minutes

By unanimous consent, Minutes of sessions of October 25, 1954,
through October 17, 1955, and March 5 through April 16, 1956 are deferred.

Ambiguous
Returns

Ferdinand P. Palla, City Attorney, recommends and Councilman Hatha-
way proposes and moves adoption of resolution that the Council, convened as
a Canvassing Board, find that the returns of Voting Precincts numbered 7, 9,
10, 11, 14, 19, 22, 26, 27, 30, 32, 39, 40, 46, 47, 49, 51, 55, 56, 58, 60,
66, 68, 73, 75, 79, 81, 92, 107, 110, 115, 116, 119 and 120 are incomplete
or defective, in that said returns show write-in votes for candidates but
do not show whether such votes were cast for them, for the office of Council-
man or the office of Auditor, seconded by Councilman Moore and adopted:

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

Noes: Councilmen - None.

Absent: Councilmen - Watson.

Incomplete
Returns

Ferdinand P. Palla, City Attorney, recommends and Councilman Hatha-
way proposes and moves adoption of resolution that the Council, convened as a
Canvassing Board, find that the returns of Voting Precincts numbered 4, 7, 54
and 81 are incomplete, in that the election officers of said precincts, on
being examined on oath, testified that the returns for said precincts, did
not include all of the votes cast for Emery J. Delmas, seconded by Councilman
Foley and adopted:

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

Noes: Councilmen - None.

Absent: Councilmen - Watson.

Order
Recount

Ferdinand P. Palla, City Attorney, recommends and Councilman Moore
proposes and moves adoption of resolution, that the Council, convened as a
Canvassing Board, find that after an examination of all the returns, many of
them are incomplete, ambiguous, improperly authenticated or otherwise defec-
tive, in that the Result of Votes Cast do not agree with all of the respective
Tally Lists, the Declarations of some of the election officers are not

completed in some of the Tally Lists and find that all of the returns are either incomplete, ambiguous, defective or improperly authenticated and for such reason orders all precinct boards except those of Voting Precinct Nos. 4, 7, 54 and 81 to open the envelopes containing the ballots, re-tally them and correct and complete its returns and its authentications thereof; so that the returns shall correctly show the votes cast in each precinct for each candidate voted for and for and against each measure voted upon, seconded by Councilman Hathaway and adopted:

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

Recount

Mayor Starbird thanks the Police Department for its service in serving subpoenas upon the election officers and directs the election officers present to go to the Montgomery Theatre, Municipal Auditorium, where they will receive instructions relative to the recounting of the ballots.

Recess

Councilman Foley proposes and moves adoption of resolution that the Council, convened as a Canvassing Board, recess to reconvene as a Canvassing Board at the call of the Mayor, seconded by Councilman Moore and adopted:

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

Recess

The Council now recesses at 9:15 o'clock A.M.

Reconvene

The Council now reconvenes as a Canvassing Board at 11:00 o'clock A.M. and the Acting Clerk calls the roll:

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

Returns

Returns are now filed with the Canvassing Board as they are completed by the election officers.

Councilman Watson
Enters Session

Councilman Watson now enters and is seated.

Mayor Starbird
Leaves Session

Mayor Starbird requests and is granted permission to leave session.

Mayor Pro Tempore

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

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

Recess

Councilman Hathaway proposes and moves adoption of resolution that the Council, convened as a Canvassing Board, recess to reconvene as a Canvassing Board at 2:15 o'clock P.M., seconded by Councilman Moore and adopted:

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

Recess

The Council now recesses at 1:25 o'clock P.M.

Reconvene

The Council now reconvenes as a Canvassing Board at 2:20 o'clock P.M. and the Acting Clerk calls the roll:

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

Recount

The Canvassing Board now proceeds to re-tally the results.

Mayor Starbird
Enters Session
Councilman Moore
Enters Session.

Mayor Starbird now enters and is seated.

Councilman Moore now enters and is seated.

Canvass Complete

The Council having completed the canvass of the results of the Municipal Election held April 10, 1956, Councilman Hathaway proposes and moves adoption of resolution that the Council adjourn as a Canvassing Board, seconded by Councilman Foley and adopted:

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

Result Of Canvass
Municipal Election
April 10, 1956

The result of the canvass of the Official Returns and of the absent voter ballots cast at the Municipal Election held on April 10, 1956, shows the total vote cast at said election and the vote cast for each candidate and on each measure submitted at said election to be all as set forth in the following tabulation:

Recount
Discussion

John P. Burnett, Attorney at Law, representing Emery J. Delmas, appears and states that his client will not contest the April 10, 1956 election and congratulates the City Council for taking the action it did. Emery J. Delmas, Attorney at Law, appears and thanks all persons who took part in the recounting proceedings.

Recess

Councilman Hathaway proposes and moves adoption of resolution that the Council recess to reconvene at 7:30 o'clock P.M., seconded by Councilman Watson and adopted:

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

Recess

The Council now recesses at 6:00 o'clock P.M.

Reconvene

The Council now reconvenes at 7:40 o'clock P.M. and the Acting

Clerk calls the roll:

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

Resolution No. 12113
Declare Results

Resolution No. 12113, entitled: "A Resolution Of The Council Of The City Of San Jose Reciting That A Municipal Election Was Held In The City Of San Jose On Tuesday, April 10, 1956, And Stating The Offices To Be Filled And The Measures Or Questions Submitted To The People At Said Election; Reciting That Such Council Has Canvassed The Returns Of Said Election; Declaring And Reporting The Results Of Said Election; Declaring The Names Of The Persons Elected To Two Offices Of Councilmen And To The Office Of City Auditor At Said Election; Declaring The Names Of The Candidates For The Remaining Two Offices Of Councilmen To Be Filled At The Municipal Election To Be Held In Said City On Tuesday, May 8, 1956; And Otherwise Relating To Said Election Of April 10, 1956", is presented by the City Attorney and upon motion of Councilman Watson, seconded by Councilman Moore, adopted:

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

Unused Ballots

Francis L. Greiner, Acting City Clerk, presents his affidavit regarding destruction of unused official ballots and by unanimous consent, said affidavit is filed.

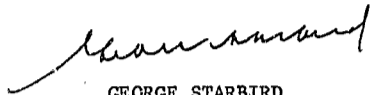
Adjourn:

Councilman Watson proposes and moves adoption of resolution that the Council adjourn, to meet again at 7:00 o'clock P.M., April 23, 1956, Council Chambers, City Hall, seconded by Councilman Moore and adopted:

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

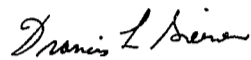
Adjourn

Council now adjourns at 7:46 o'clock P.M.



GEORGE STARBIRD
MAYOR

ATTEST:



FRANCIS L. GREINER
ACTING CITY CLERK

Monday

San Jose, California

April 23, 1956

*Mailed
6/1/56*

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

Roll Call

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

Invocation

Invocation is given by Mayor George Starbird.

Minutes

The Minutes of regular sessions of March 5, 12 and 19, 1956, 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 October 25, 1954, through October 17, 1955, and March 26 through April 16, 1956, 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. 5075
Close & Abandon
Vermont St.

Councilman Moore proposes and moves adoption of resolution that consideration of the final adoption of Ordinance No. 5075, entitled: "Ordinance Of The City Of San Jose Closing And Abandoning A Portion Of Vermont Street Shown And Designated On That Certain Map On File In The Office Of The City Clerk And Approved By The City Council On February 6, 1956 And Entitled 'Map Showing A Portion Of Vermont Street Proposed To Be Closed And Abandoned As It Appears On The Map Of The University Grounds As Recorded In Book Of Maps "A" At Pages 80 And 81 Santa Clara County Records"', be deferred to May 7, 1956, seconded by Councilman Watson, and adopted:

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

Ordinance No. 5112
House Numbering
Kirkland No. 2;
Winchester No. 5

Ordinance No. 5112, entitled: "An Ordinance Of The City Of San Jose Amending The San Jose Municipal Code By Adding Thereto A New Section To Be Numbered 8738, Relating To The Numbering Of Houses And Street Entrances To Buildings In Those Portions Of Districts Of The City Of San Jose Annexed October 6, 1955, And October 26, 1955, And Designated As Kirkland No. 2 And Winchester No. 5, Respectively", passed to print April 16, 1956, is given final reading, and upon motion of Councilman Watson, seconded by Councilman Solari, and adopted:

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

Ordinance No. 5113
Sewer Line
Stevens Creek Rd.,
Monroe St.

Ordinance No. 5113, entitled: "An Ordinance Of The City Of San Jose Appropriating \$15,000 From The San Jose Sewer Fund To The Department Of Public Works For The Construction Of A Vitriified Clay Pipe Sanitary Sewer Line, And Appurtenances Thereto, Along Portions Of The Following Named Streets: Stevens Creek Road, Monroe Street, And For The Preparation Of Detailed Plans And Specifications Therefor And Engineering And Inspection Services In Connection Therewith; And Authorizing The City Engineer To Expend Said Moneys For Said Purposes", passed to print April 16, 1956, is given final reading, and upon motion of Councilman Solari, seconded by Councilman Foley, and adopted:

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

Ordinance No. 5114
Improve
Stevens Creek Rd.,
Forest Ave.,
Monroe St.

Ordinance No. 5114, entitled: "An Ordinance Of The City Of San Jose Appropriating \$95,000 From The Sales Tax Improvement Fund To The Department Of Public Works For The Improvement, As Hereinafter Set Forth, Of Portions Of Certain Named Streets To Wit, Stevens Creek Road Between Monroe Street And Marco Avenue, Forest Avenue Between Monroe Street And Daniel Way, And Monroe Street Between Stevens Creek Road And Forest Avenue, And The Preparation Of Plans And Specifications For And Engineering And Inspection Services In Connection With, Said Improvement; And Authorizing The City Engineer To Expend Said Moneys For Said Purposes", passed to print April 16, 1956, is given final reading, and upon motion of Councilman Foley, seconded by Councilman Watson, and adopted:

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

Ordinance No. 5115
Purchase Property
Widen N. 10th St.

Ordinance No. 5115, entitled: "An Ordinance Of The City Of San Jose Authorizing The City Manager To Exercise An Option For The Purchase Of Certain Real Property Herein Described; Appropriating The Sum Of \$3318.75 From The Special Gas Tax Street Improvement Fund For The Purpose Of Purchasing Said Real Property; And Authorizing The City Manager To Expend Said Moneys For Said Purpose", passed to print April 16, 1956, is given final

reading, and upon motion of Councilman Moore, seconded by Councilman Solari, and adopted:

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

Street Sweeper

A. P. Hamann, City Manager, reports that the bid of Bay City Equipment Co., opened April 16, 1956, is the lowest responsible bid for furnishing a street sweeper. General discussion is had. Councilman Moore proposes and moves adoption of resolution that consideration of bids for furnishing a street sweeper be deferred to April 30, 1956, seconded by Councilman Watson, and adopted:

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

1 Striping Machine
Award

A. P. Hamann, City Manager, reports that the bid of Edward R. Bacon Co. opened April 16, 1956, is the only bid for furnishing one striping machine and recommends that said bid be accepted. Councilman Hathaway proposes and moves adoption of resolution that said bid of Edward R. Bacon Co. be accepted and that contract be awarded for furnishing said equipment, seconded by Councilman Solari, and adopted:

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

Resol. No. 12114
Koch Lane &
Curtner Ave.
Sewers

H. J. Flannery, City Engineer, reports that the bid of A. J. Peters and Son, at the prices named in its bid opened April 16, 1956, is the lowest responsible bid for the improvement of Koch Lane and Curtner Avenue storm and sanitary sewers, and recommends that said bid be accepted. Resolution No. 12114, awarding contract for said improvement to A. J. Peters and Son, is read and upon motion of Councilman Solari, seconded by Councilman Moore, adopted:

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

Complaint
Frank Trapani

As deferred from April 16, 1956, H. J. Flannery, City Engineer, reports that there has been a meeting with Frank Trapani regarding the sewage system on the San Jose-Los Gatos Road, and the matter has been settled satisfactorily.

Resol. No. 12115
Initiate Rezoning
N. 1st St., Jackson-
Hobson Sts. to Taylor

Resolution No. 12115, initiating on its own motion, proceedings to rezone certain parcels of property along N. 1st Street between Hobson-Jackson Streets and Taylor Street from R-3 Residence District to C Commercial District (Professional-Office), is presented by the City Attorney. Garvin Hale, Attorney at Law, appears in protest to said proposed rezoning. Councilman Santora proposes and moves that said resolution be adopted, seconded by Councilman Solari, and adopted:

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

Resol. No. 12116
Initiate Rezoning
N. 1st St., Taylor
to Rosa Sts.

Resolution No. 12116, initiating on its own motion, proceedings to rezone certain parcels of property along N. 1st Street between Taylor and Rosa Streets from R-3 Residence District to C Commercial District (Professional-Office), is presented by the City Attorney, and upon motion of Councilman Foley, seconded by Councilman Moore, adopted:

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

Proposed Rezoning
Park Ave., Hester-
Shasta Aves.

Recommendation of the City Planning Commission, pursuant to Section 9112.1 (c) of the San Jose Municipal Code, that certain property situated on the west side of Park Avenue, between Hester and Shasta Avenues, be rezoned from R-3 Residence District to C Commercial District (Professional-Office), is presented. Councilman Hathaway proposes and moves adoption of resolution that 8:00 o'clock P.M., May 14, 1956, Council Chambers, City Hall, be fixed as time and place for the purpose of considering and discussing the proposed rezoning, seconded by Councilman Solari, and adopted:

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

Cupertino District

Report of the City Planning Commission reporting that no action was taken regarding request to retain name of Cupertino for districts annexed to City, because of intended withdrawal of said request, is presented and, by unanimous consent, filed.

State Ofc. Planning;
Senate & Assembly
Bills

Resolution of the City Planning Commission approving establishment of a State Office of Planning and urging Council support of Assembly Bill No. 3 and Senate Bill No. 11, State of California 1956 Legislature Session, is

presented. Councilman Hathaway proposes and moves adoption of resolution that said resolution be referred to the Committee of the Whole and that a detailed report on said Legislative Bills be obtained from the City Planning Commission, seconded by Councilman Solari and adopted:

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

St. James Park
Mexican Fiesta

Report of the City Planning Commission that consideration of the request of the Mexican Chamber of Commerce for use of St. James Park for a Mexican Fiesta is not within the scope of the said Commission and suggesting that said request be referred to the Superintendent of Parks and Chief of Police, is presented. Councilman Santora proposes and moves adoption of resolution that said request of Mexican Chamber of Commerce be referred to the Superintendent of Parks, the Chief of Police and 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.

Health Center Bldg.

Recommendation of the City Planning Commission, pursuant to Section 94 of the Charter, that the specific location for the proposed Health Center Building at North 1st Street at Mission Street be approved, subject to approval of Joint Civic Center Committee for said location, is presented. Hollis Logue, Jr., Architect, appears, and presents and files plans for Class Room which is Alternate 2. General discussion is had. Councilman Santora proposes and moves adoption of resolution that said recommendation of City Planning Commission be approved, City Manager be authorized to invite bids, which are to be opened May 21, 1956, for construction of Health Center Building, subject to approval of the Joint Civic Center Committee, seconded by Councilman Solari, and adopted:

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

Agricultural Center
Farm Bureau

Recommendation of the City Planning Commission, pursuant to Section 94 of the Charter, that City should not lease any portion of the City-owned property on the South side of Jackson Street between North 21st Street and

Bayshore Farmway to the Santa Clara County Farm Bureau for an agricultural center, is presented. R. Ken Wilhelm, representing said Farm Bureau appears, to protest said recommendation of the City Planning Commission. General discussion is had with the Director of Planning. Councilman Santora proposes and moves adoption of resolution that the said recommendation of the City Planning Commission be accepted, seconded by Councilman Solari, and adopted:

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

Agricultural Center
Farm Bureau

Councilman Watson proposes and moves adoption of resolution that the Department of Planning and the City Manager be directed to consider a location in the airport agricultural lands area for possible lease to the Santa Clara County Farm Bureau for erection of an office building and use of lands for experimental activities, seconded by Councilman Moore, and adopted:

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

Dedication
Monterey Highway

R. Ken Wilhelm, County Secretary, Santa Clara County Farm Bureau, presents invitation of E. B. Gould, President of said Bureau, for Council to participate in dedication ceremony of the newly widened Monterey Highway on Tuesday, April 24, 1956, at 1:00 o'clock P.M. and, by unanimous consent, said invitation is filed.

Resols. Nos.
12117, 12118,
12119
Tentative Zoning Rept.
Kooser No. 1,
Foxworthy No. 3,
Curtner No. 3

Resolutions of the City Planning Commission, submitting tentative reports on zoning uninhabited annexed areas known as (A) Kooser No. 1., (B) Foxworthy No. 3, and (C) Curtner No. 3, are presented. Resolutions Nos. (A) 12117, (B) 12118 and (C) 12119, directing public hearings on tentative reports of the City Planning Commission on zoning uninhabited annexed areas known as (A) Kooser No. 1, (B) Foxworthy No. 3, and (C) Curtner No. 3, and providing for notices of said hearings, are each read and upon motion of Councilman Watson, seconded by Councilman Hathaway, adopted:

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

Final Zoning Report
Maywood No. 3
Resol. No. 12120

Resolution of the City Planning Commission, adopted April 10, 1956, entitled: "Resolution Submitting To Council Final Report On Zoning Annexed Area Known As 'Maywood No. 3'", is presented. Resolution No. 12120, directing

public hearing on final report of the City Planning Commission on zoning annexed area designated "Maywood No. 3", is read and upon motion of Councilman Watson, seconded by Councilman Hathaway, adopted:

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

Recess

Councilman Santora proposes and moves adoption of resolution that the Council recess 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

Council now recesses at 7:47 o'clock P.M.

Reconvene

The Council now reconvenes at 8:04 o'clock P.M. and the Acting Clerk calls the roll:

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

Bond Measures

Mayor Starbird urges support of bond measures to be voted on at the May 8, 1956, Municipal Election.

Proposed Rezoning
W. Side Bayshore
Freeway, Taylor-
Jackson Sts.
Hearing

This being the time and place fixed on April 2, 1956, for public hearing for the purpose of considering and discussing the proposal, pursuant to Section 9112.1(c) of the San Jose Municipal Code, for the proposed rezoning of all or a part of certain real property on the west side of Bayshore Freeway between Taylor and Jackson Streets, from R-1 Residence District to Commercial District (Professional-Office), Acting City Clerk reports that no protests to said proposed rezoning have been filed. No person is present desirous of being heard. Councilman Hathaway proposes and moves adoption of resolution that said hearing be closed, seconded by Councilman Foley, and adopted:

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

Ordinance No. 5116
W. Side Bayshore
Freeway, Taylor-
Jackson Sts.

Ordinance No. 5116, entitled: "An Ordinance Amending The San Jose Municipal Code By Adding A New Section Thereto To Be Numbered 9102.44z69 Rezoning Certain Real Property Situated Along Westerly Side Of Bayshore Free-

way Between Taylor Street And Jackson Street, As Hereinafter Described", is presented and upon motion of Councilman Hathaway, seconded by Councilman Solari, passed to print by a five-seventh vote of the Council:

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

Zoning
Casey No. 1A
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 "Casey No. 1A", Acting City Clerk reports that no protest to said proposed zoning has been filed. No person is present desirous of being heard. Councilman Foley proposes and moves adoption of resolution that said public hearing be closed, seconded by Councilman Solari, and adopted:

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

Ordinance No. 5117
Zoning
Casey No. 1A

Ordinance No. 5117, entitled: "An Ordinance Amending Article IX, (Zoning) Chapter I Of The San Jose Municipal Code, By Adding Thereto A New Section, To Be Designated 9102.24z76", is read and upon motion of Councilman Hathaway, seconded by Councilman Foley, passed to print by a five-seventh vote of the Council:

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

Zoning
Lone Hill No. 5
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 "Lone Hill No. 5", 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, Santora,
Solari, Watson and Starbird.
Noes: Councilmen - None.
Absent: Councilmen - None.

Ordinance No. 5118
Zoning
Lone Hill No. 5

Ordinance No. 5118, entitled: "An Ordinance Amending Article IX, (Zoning) Chapter I Of The San Jose Municipal Code, By Adding Thereto A New

Section, To Be Designated 9102.24z77", is read and upon motion of Councilman Hathaway, seconded by Councilman Solari, passed to print by a five-seventh vote of the Council:

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

Zoning
McLaughlin No. 2
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 "McLaughlin 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 Solari proposes and moves adoption of resolution that said public hearing be closed, seconded by Councilman Hathaway, and adopted:

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

Ordinance No. 5119
Zoning
McLaughlin No. 2

Ordinance No. 5119, entitled: "An Ordinance Amending Article IX, (Zoning) Chapter I Of The San Jose Municipal Code, By Adding Thereto A New Section, To Be Designated 9102.24z78", is read and upon motion of Councilman Watson, seconded by Councilman Solari, passed to print by a five-seventh vote of the Council:

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

Public Hearing
El Quite Park No. 1

This being the time and place fixed when and where any person owning real property within the uninhabited territory proposed to be annexed to the City of San Jose designated El Quito Park No. 1, may object or protest to said proposed annexation, Acting City Clerk reports that Resolution No. 271 of the City of Campbell, protesting said annexation, was filed with the Council on March 26, 1956. Lloyd Fulton; Herbert Hoover, Pastor, Rex Parodi, Robert Carney, David Martin and Glenn Biggs, members of the Board of the First Baptist Church, 12195 Saratoga Avenue; and Lee Barton, appear in protest to said proposed annexation. Councilman Solari inquires if church property is listed on the last assessment roll, and upon statement of W. E. Rodgers, Public Administration Specialist II, that church property is listed

on last equalized assessment roll, but that said church has petitioned for an exemption. Ferdinand P. Palla, City Attorney, states the Council must consider if there are sufficient protests and states that only written protests must be considered. W. E. Rodgers, Public Administration Specialist II, states that oral protest has not been made by owners of more than 50% of the total assessed valuation. Councilman Moore proposes and moves adoption of resolution that said public hearing on proposed annexation of uninhabited territory designated El Quito Park No. 1 be continued to April 30, 1956, seconded by Councilman Hathaway, and adopted:

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

S.J. City Lines, Inc.
Route Changes
Resol. No. 12121

Copy of Decision No. 52915 of the Public Utilities Commission regarding application of San Jose City Lines, Inc., for an in lieu certificate and authority to make changes in routes numbers 2 to 7 inclusive, is presented and filed. Resolution No. 12121, agreeing to changes in routing of motor coach routes of the San Jose City Lines, Inc., is presented by the City Attorney, and upon motion of Councilman Foley, seconded by Councilman Hathaway, adopted:

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

City Hall Supervision

Communication from John J. Gould, Consulting Engineer, urging appointment of Donald F. Haines as supervising architect for City Hall Building is presented and, by unanimous consent, filed.

S.J. Parking Assn.
Direction Signs

Communication from San Jose Parking Association requesting that directional signs be placed indicating location of City and independent off-street parking lots and urging re-study of rates in City-owned lots is presented. Councilman Hathaway proposes and moves adoption of resolution that said request be referred to the City Manager for consideration and report, seconded by Councilman Watson, and adopted:

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

State Div.
Of Highways
Request For
Cancellation Taxes

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

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

Religious Services

Request of Christian Tabernacle of the Assemblies of God to conduct religious services at N. Market and San Augustine Streets on Sundays beginning April 22, 1956, heretofore approved by the Chief of Police, is presented and filed. Councilman Hathaway proposes and moves adoption of resolution that said request be granted, seconded by Councilman Santora, and adopted:

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

Civic Music Director

Request of Thomas Darsinski that he be appointed Civic Music Director for City of San Jose, form a symphony orchestra and a community choral group, is presented and, by unanimous consent, filed.

S.J. City Lines, Inc.
Route Change
Request

Request of Catherine Walker Rest Home that San Jose City Lines, Inc. route be changed to run on Washington Street instead of St. James Street at Fifth Street. Councilman Hathaway proposes and moves adoption of resolution that said request be referred to the City Planning Commission, for consideration and report, seconded by Councilman Moore, and adopted:

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

Fed. City Emp.
Retirement System
O.A. & S.I.

Resolution of San Jose City Employees Union AFL-CIO, Local No. 1058, to include all City employees covered by the Federated City Employees Retirement System under Old Age and Survivors Insurance, is presented and filed. Harry Crocker, Business Representative of said Local, appears in support of said proposed resolution. Councilman Moore proposes and moves adoption of resolution that said proposed resolution be referred to the Committee on Finance and City Attorney for report to the Committee of the Whole,

to be considered at the May 7, 1956, Committee of the Whole meeting, seconded by Councilman Santora, and adopted:

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

Pioneer Investors
Sav. & Loan Assn.
Basement Extension

Request of Pioneer Investors Savings and Loan Association to extend a basement 10' below the sidewalk on West Santa Clara Street between 1st and Market Streets, is presented and filed. Councilman Santora proposes and moves adoption of resolution that said request be referred to the City Engineer and 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.

Plumbing Inspectors
Salary

Dan MacDonald appears to request increase of salary for City Plumbing Inspectors from salary range 17 to salary range 18 to bring salaries in line with local rates for County of Santa Clara Inspectors and private industry. Councilman Moore proposes and moves adoption of resolution that said request be referred to the Civil Service Commission and Committee on Finance for consideration and report, seconded by Councilman Santora, and adopted:

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

Electrical Inspectors
Salary

Henry Gunderson appears to request increase salary for City Electrical Inspectors from salary range 17 to salary range 18; so that said salary will approximate the prevailing rate for the construction industry less 12%. Councilman Moore proposes and moves adoption of resolution that said request be referred to the Civil Service Commission and Committee on Finance for consideration and report, seconded by Councilman Santora, and adopted:

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

Stop Signs
Monroe Sts.,
Newhall-Hedding Sts.

John M. Gale appears and files petition requesting that stop signs be installed at all streets entering Monroe Street, between Newhall and Hedding Streets. Councilman Santora proposes and moves adoption of resolution that said petition be referred to the City Manager for consideration and report,

seconded by Councilman Foley, and adopted:

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

Push Cart Relays

Don Lindeman, representing Lamba Chi Alpha fraternity, appears to request that in connection with push cart relays heretofore approved by the Council, permission be granted to block 7th Street for said push cart relay. Councilman Santora proposes and moves adoption of resolution that the City Manager investigate the feasibility of said request and report on April 30, 1956, seconded by Councilman Moore, and adopted:

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

Ross No. 5
Annexation
Resol. No. 12122

Petition of Theo M. and Thelma C. Miller, requesting that pursuant to the provisions of the "Annexation of Uninhabited Territory Act of 1939 of the State of California", certain uninhabited territory designated Ross No. 5, described therein, be annexed to the City of San Jose, is presented and filed. Ferdinand P. Palla, City Attorney, presents and files affidavit of Irving L. Ryder, Civil Engineer, that he has examined the attached description of the territory designated Ross No. 5, that he prepared the attached map and that said map truly shows the boundaries of said territory, that said territory is contiguous to the City of San Jose and that said territory contains 3.92 acres; affidavit of W. E. Rodgers, Public Administration Specialist II, that he examined the records of the Registrar of Voters of Santa Clara County and determined that no registered voters resided within said territory on April 23, 1956; 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, and other documents, to obtain information set forth on attached document entitled: "Separate Parcels of Property in Ross No. 5", and that said information is complete and correct; communication from Valley Title Company of Santa Clara County, stating that said petitioners own more than one-fourth of the land of Ross No. 5 by area and by assessed valuation as shown on the last equalized assessment roll of Santa Clara County, California. W. E. Rodgers is called by the City Attorney, sworn, and testifies that his affidavit regarding the number of

registered voters residing within said territory is correct, that his affidavit regarding owners, acreage, value, etc. of parcels of property in said territory is correct and that a copy of the boundary description of said proposed annexation was filed with the Boundary Commission of the County of Santa Clara, and that said description was not approved by said commission but that more than 20 days elapsed between the date of consideration by said commission and the date of circulation of the petition. Resolution No. 12122, giving notice of proposed annexation of certain uninhabited territory designated Ross No. 5 to the City of San Jose and fixing 8:00 o'clock P.M., June 4, 1956, Council Chambers, City Hall, as the time and place for hearing protests thereto, is read and upon motion of Councilman Watson, seconded by Councilman Hathaway, and adopted:

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

Monterey Park No. 9
Annexation
Resol. No. 12123

Petition of Consolidated Terminals, Inc., and Mayfair Packing Co., requesting that pursuant to the provisions of the "Annexation of Uninhabited Territory Act of 1939 of the State of California", certain uninhabited territory designated Monterey Park No. 9, described therein, be annexed to the City of San Jose, is presented and filed. Ferdinand P. Palla, City Attorney, presents and files affidavit of Irving L. Ryder, Civil Engineer, that he has examined the attached description of the territory designated Monterey Park No. 9, that he prepared the attached map and that said map truly shows the boundaries of said territory, that said territory is contiguous to the City of San Jose and that said territory contains 11.953 acres; affidavit of W. E. Rodgers, Public Administration Specialist II, that he examined the records of the Registrar of Voters of Santa Clara County and determined that 6 registered voters resided within said territory on April 23, 1956; 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, and other documents, to obtain information set forth on attached document entitled: "Separte Parcels of Property In Monterey Park No. 9", and that said information is complete and correct; communication from Peninsula Title Guaranty Company, stating that said petitioners own more than one-fourth of the land of Monterey Park No. 9 by area and by assessed valua-

tion as shown on the last equalized assessment roll of Santa Clara County, California. W. E. Rodgers is called by the City Attorney, sworn, and testifies that his affidavit regarding the number of registered voters residing within said territory is correct, that his affidavit regarding owners, acreage, value, etc. of parcels of property in said territory is correct and that a copy of the boundary description of said proposed annexation was filed with the Boundary Commission of the County of Santa Clara, and that said description was approved by said commission. Resolution No. 12123, giving notice of proposed annexation of certain uninhabited territory designated Monterey Park No. 9 to the City of San Jose and fixing 8:00 o'clock P.M., June 4, 1956, Council Chambers, City Hall, as the time and place for hearing protests thereto, 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.

Pay Election Officers
Recount

Councilman Hathaway proposes and moves adoption of resolution that the City Attorney investigate and report on April 30, 1956, regarding the possibility of paying \$5.00 each to election officers participating in the recount of the ballots cast at the Municipal Election held April 10, 1956, seconded by Councilman Santora, and adopted:

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

Bellview & Ford Aves.

Councilman Moore proposes and moves adoption of resolution that the Committee on Streets and Sewers and the City Engineer investigate and report regarding the storm drainage and street sweeping in the vicinity of Bellview and Ford Avenues, as well as a 15' fence at 1580 Ford Avenue, seconded by Councilman Santora, and adopted:

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

Speeding
1-Way Sts.

Councilman Watson proposes and moves adoption of resolution that the matter of excessive speed on one-way streets be referred to the Chief of Police for investigation and report, seconded by Councilman Moore, and adopted:

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

Meeting
July Fireworks
4-25-26

Acting City Clerk advises that the Councilmen are invited to meet with members of the Chamber of Commerce at 3:30 o'clock P.M., April 25, 1956, in Room "G", Civic Auditorium, to discuss the proposed display of fireworks on July 4, 1956.

Plans To State
Improvement
Auzerais Ave. Etc.

H. J. Flannery, City Engineer, requests and Councilman Watson proposes and moves adoption of resolution that the City Engineer be authorized to submit plans and specifications for the improvement of Auzerais, Race and San Carlos Street and Meridian Rd., MCS 171, to the State Department of Public Works for approval, seconded by Councilman Solari, and adopted:

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

Co. San. Dist. 4
Annexation Request

H. J. Flannery, City Engineer, recommends that Council approve request of County Sanitation District No. 4 for annexation to it of certain land north of Reid Lane and west of Saratoga-Sunnyvale Road, subject to conditions. City Attorney advises he will prepare a resolution approving said annexation for submission to the Council April 30, 1956.

Resols. Nos.
12124, 12125
Withdrawing
Bryan No. 2,
Ross No. 4
Fire Dist.

Resolutions Nos. 12124 and 12125, withdrawing certain territories designated Bryan No. 2 and Ross No. 4, respectively, from the Central Fire Protection District of the County of Santa Clara, are each presented by the City Attorney, and upon motion of Councilman Watson, seconded by Councilman Hathaway, adopted:

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

Ord. No. 5120
Speed Limit

Ordinance No. 5120, entitled: "An Ordinance Of The City Of San Jose Adopting And Adding Sections 3314.31 And 3314.102 To Said Code To Determine, Declare And Establish Prima Facie Speed Limits On Certain Streets Different Than Those Applicable Under State Law", is presented by the City Attorney and upon motion of Councilman Foley, seconded by Councilman Solari, passed to print:

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

Ord. No. 5121
Census

Ordinance No. 5121, entitled: "An Ordinance Of The City Of San Jose Ordering That A Special Census Of The City Of San Jose Be Conducted

In The Fall Of 1956; And Appropriating Five thousand Forty Dollars (\$5,040) From The General Fund To Pay Part Of The Costs Thereof", is presented by the City Attorney and upon motion of Councilman Watson, seconded by Councilman Hathaway, passed to print:

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

Ord. 5122
Street Meetings

Ordinance No. 5122, entitled: "An Ordinance Of The City Of San Jose Repealing Sections 4247 And 4248 Of The San Jose Municipal Code, Relating To Permits Required For The Use Of Public Parks Or Streets; And Adopting A New Section Numbered 4247 Relating To The Issuance Of Said Permits", is presented by the City Attorney and upon motion of Councilman Watson, seconded by Councilman Moore, passed to print:

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

Ord. 5123
Airport Village
Store

Ordinance No. 5123, entitled: "An Ordinance Of The City Of San Jose Authorizing And Directing The Mayor And City Manager To Execute An Agreement For The Leasing Of The 'Village Food Center' Situate In The Airport Village", is presented by the City Attorney and upon motion of Councilman Santora, seconded by Councilman Moore, passed to print:

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

Ord. 5124
Incinerator Property

Ordinance No. 5124, entitled: "An Ordinance Of The City Of San Jose Authorizing And Directing The Mayor And City Manager To Execute An Agreement For The Leasing Of A Portion Of The Old Incinerator Property", is presented by the City Attorney 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.

Resols. Nos.
12126, 12127
Airport
Auto Rentals

Resolutions Nos. 12126 and 12127, authorizing issuance of revocable permits to Anthony Sparacino DBA Auto and Truck Rental Company and M. D. Pascal DBA Pascal Rentals, respectively, for operation of car rental services at Municipal Airport, are each presented by the City Attorney, and upon

motion of Councilman Hathaway, seconded by Councilman Solari, adopted:

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

Purchase Property
Grace Baptist Church

A. P. Hamann, City Manager, recommends and Councilman Hathaway proposes and moves adoption of resolution that the City Manager be authorized to purchase property on Minnesota Avenue from the Grace Baptist Church and the City Attorney prepare an ordinance in amount of \$22,500 covering cost of such purchase, seconded by Councilman Watson, and adopted:

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

Work For
Children's Park

A. P. Hamann, City Manager, presents and files communication from San Jose City Employees Union, Local 1058, AFL-CIO, offering to contribute skills and time for the building of a Children's Park proposed by the Junior Chamber of Commerce.

Authorize Bid
Fence
William St. Park

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 chain link fencing material for a section of William Street Park, seconded by Councilman Santora, and adopted:

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

Travel Forecaster

A. P. Hamann, City Manager, recommends and Councilman Hathaway proposes and moves adoption of resolution that the City contribute \$50 toward hiring a Travel Forecaster in connection with SouthWest Airlines proposed flights from San Jose to Reno and Las Vegas, seconded by Councilman Solari, and adopted:

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

Authorize Bid
City Hall

A. P. Hamann, City Manager, recommends and Councilman Watson proposes and moves adoption of resolution that the City Manager be authorized to invite bids to be opened May 28, 1956, for construction of City Hall Building, seconded by Councilman Santora and adopted:

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

Rent.
1st St. Firehouse

A. P. Hamann, City Manager, recommends and Councilman Moore proposes and moves adoption of resolution that 1st Street Firehouse be rented for the months of May and June at a monthly rental of \$150, subject to the filing of insurance, in form satisfactory to the City Attorney, seconded by Councilman Santora, and adopted:

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

Second National
Conf. Home Accidents

A. P. Hamann, City Manager, recommends and Councilman Hathaway proposes and moves adoption of resolution that D. M. Bissell, M. D., City Health Officer, be authorized to attend the Second National Conference on Home Accident Prevention, to be held in Ann Arbor, Michigan, June 18 to 23, 1956, seconded by Councilman Watson and adopted:

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

Campbell Meeting

A. P. Hamann, City Manager, advises that the meeting with the City of Campbell will be held at 4:00 o'clock P.M., May 21, 1956, and further discussion will be had at the Committee of the Whole meeting to be held May 14, 1956.

Del Grande Property

A. P. Hamann, City Manager, reports that with respect to the Britton Avenue extension through Willow Glen Park, a request has been made that the City make a final offer on property proposed to be exchanged and advises which properties are proposed to be exchanged and that the proposed improvements will cost approximately \$3,000. By unanimous consent, consideration of said proposal is deferred to April 30, 1956.

Payment Authorized

Certificate of H. J. Flannery, City Engineer, approved by the City Manager, that there is due and payable to Leo F. Piazza Paving Co. on contract for the improvement of Nineteenth Street, M.C.S. Project No. 168 (2), et al, a second partial payment of \$15,736.28, is read. Councilman Watson proposes and moves adoption of resolution that said payment be authorized, seconded by Councilman Hathaway and adopted:

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

Monthly Report

Report of the Health Department for the month of March, 1956 is presented and filed.

Alcoholic Beverage
Control Act

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

Resol. No. 12128
James Lick Trust Fund

Resolution No. 12128, authorizing and directing the City Manager and City Treasurer to pay to the Home of Benevolence Corporation income and profits derived from the investments of the James Lick Trust Fund, is presented by the Acting City Clerk, 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.

Santa Clara Meeting
5-3-56

Mayor Starbird advises that the meeting with the City of Santa Clara will be held at 8:00 o'clock P.M., May 3, 1956, in the City Planning Commission offices.

Resols. No.
12129, 12130
Campbell Ave.

Resolutions Nos. 12129 adopting plans and specifications and 12130 preliminarily determining that the public convenience and necessity require the improvement of Campbell Avenue between the north property line of Newhall Street and the north City limits line of the City of San Jose, without compliance with the provisions of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; describing said proposed improvements; and setting a time and place for hearing thereon, are each presented and upon motion of Councilman Watson, seconded by Councilman Santora, adopted:

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

Resol. No. 12131
Sprinkler System

Resolution No. 12131, adopting plans and specifications for the improvement of Moorpark Park by the installation of a sprinkler system, is presented and, upon motion of Councilman Hathaway, seconded by Councilman Moore, adopted:

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

Resols. No.
12132, 12133
Harrison St.

Resolutions Nos. 12132 fixing official curb grades and gutter grades and positions of curbs, and 12133 adopting plans and specifications for the improvement of Harrison Street between the north property line of Home Street and the south property line of Hulet Street, also Hulet Street between the westerly property line of Bird Avenue and its westerly termination, are each presented, and upon motion of Councilman Santora, seconded by Councilman Moore

adopted:

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

Resols. Nos.
12134, 12135
Lighting
Tracts 1370,
1089, 1338

Resolution No. 12134, adopting plans and specifications for the improvement of various drives, courts, ways, avenues lying in and adjacent to Lynn Haven Tract, Tract No. 1370; Tract No. 1089; and Tract No. 1338, and Resolution No. 12135, preliminarily determining that the public convenience and necessity require the improvement of portions of Rosendale Drive, Starlight Court, Blaisdell Court, Bordenrae Court, Onyx Court, Cypress Avenue, Eden Avenue, Adair Way, Elester Drive, and Wilma Way without compliance with the provisions of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; describing said proposed improvements; and setting a time and place for hearing thereon are each presented 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.

Resols. Nos.
12136, 12137,
12138, 12139
Tract No. 1706
Vistamont No. 1

Resolutions Nos. 12136, fixing official curb grades and positions of curbs for Berenda Drive, Ensenada Drive, Vistamont Drive and portions of Jenkins Avenue, Hillsdale Avenue, and Sierra Mar Drive, 12137 adopting plans and specifications, 12138 approving and accepting Final Map, and 12139 approving and authorizing the execution of the contract for the improvement of Tract No. 1706, Vistamont No. 1, are each presented and upon motion of Councilman Santora, seconded by Councilman Moore, adopted:

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

Resols. Nos.
12140, 12141,
12142, 12143
Tract No. 1707
Vistamont No. 2

Resolutions Nos. 12140, fixing official curb grades and positions of curbs for Circa Way, Retiro Way, Tranquillo Way, Reposa Drive and Vicente Way and portions of Ensenada Drive, Vistamont Drive, Jenkins Avenue, and Berenda Drive, 12141 adopting plans and specifications, 12142 approving and accepting Final Map, and 12143 approving and authorizing the execution of the contract for the improvement of Tract No. 1707, Vistamont No. 2, are each presented 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.

Adjourn

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

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

Adjourn

Council now adjourns at 9:28 o'clock P.M.

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

George Starbird
GEORGE STARBIRD
MAYOR

Monday

*Mailed
6/1/56*

San Jose, California

April 30, 1956

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 March 26, 1956, having been read by each Councilman, Councilman Moore proposes and moves adoption of resolution that said Minutes be approved as heretofore read, and that consideration of the Minutes of October 25, 1954, through October 17, 1955, and April 2 through 23, 1956, be deferred, seconded by Councilman Santora, and adopted:

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

Ord. 5116
Rezone W. Side
Bayshore Freeway
Taylor-Jackson Sts.

Ordinance No. 5116, entitled: "An Ordinance Amending The San Jose Municipal Code By Adding A New Section Thereto To Be Numbered 9102.44z69 Rezoning Certain Real Property Situated Along Westerly Side Of Bayshore Freeway Between Taylor Street And Jackson Street, As Hereinafter Described", passed to print April 23, 1956, is given final reading, and upon motion of Councilman Foley, seconded by Councilman Moore, adopted:

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

Ord. 5117
Zone Casey No. 1A

Ordinance No. 5117, entitled: "An Ordinance Amending Article IX, (Zoning) Chapter I Of The San Jose Municipal Code, By Adding Thereto A New Section To Be Designated 9102.24z76", passed to print April 23, 1956, is given final reading, and upon motion of Councilman Foley, seconded by Councilman Moore, adopted:

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

Ord. 5118
Zone Lone Hill No. 5

Ordinance No. 5118, entitled: "An Ordinance Amending Article IX, (Zoning) Chapter I Of The San Jose Municipal Code, By Adding Thereto A New Section, To Be Designated 9102.24z77", passed to print April 23, 1956, is given final reading, 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.

Ord. 5119
Zone McLaughlin No. 2

Ordinance No. 5119, entitled: "An Ordinance Amending Article IX, (Zoning) Chapter I Of The San Jose Municipal Code, By Adding Thereto A New Section, To Be Designated 9102.24z78", passed to print April 23, 1956, is given final reading, and upon motion of Councilman Santora, seconded by Councilman Solari, adopted:

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

Ord. 5120
Speed Limits

Ordinance No. 5120, entitled: "An Ordinance Of The City Of San Jose Adopting And Adding Sections 3314.31 And 3314.102 To Said Code To Determine, Declare And Establish Prima Facie Speed Limits On Certain Streets Different Than Those Applicable Under State Law", passed to print April 23, 1956, 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.

Ord. 5121
Census

Ordinance No. 5121, entitled: "An Ordinance Of The City Of San Jose Ordering That A Special Census Of The City Of San Jose Be Conducted In The Fall Of 1956; And Appropriating Five Thousand Forty Dollars (\$5,040) From The General Fund To Pay Part Of The Costs Thereof", passed to print April 23, 1956, 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.

Ord. 5122
Use Of Public
Parks & Streets

Ordinance No. 5122, entitled: "An Ordinance Of The City Of San Jose Repealing Sections 4247 And 4248 Of The San Jose Municipal Code, Relating To Permits Required For The Use Of Public Parks Or Streets; And Adopting A New Section Numbered 4247 Relating To The Issuance Of Said Permits", passed to print April 23, 1956, 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.

Ord. 5123
Village Food Center
Authorize Lease

Ordinance No. 5123, entitled: "An Ordinance Of The City Of San Jose Authorizing And Directing The Mayor And City Manager To Execute An Agreement For The Leasing Of The 'Village Food Center' Situate In The Airport Village", passed to print April 23, 1956, is given final reading, and upon motion of Councilman Watson, seconded by Councilman Hathaway, adopted:

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

Ord. 5124
Lease Incinerator
Property

Ordinance No. 5124, entitled: "An Ordinance Of The City Of San Jose Authorizing And Directing The Mayor And City Manager To Execute An Agreement For The Leasing Of A Portion Of The Old Incinerator Property", passed to print April 23, 1956, is given final reading, and upon motion of Councilman Watson, seconded by Councilman Santora, adopted:

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

Street Sweeper
Award

As deferred from April 23, 1956, Council now considers bids opened April 16, 1956, for furnishing a street sweeper. Ferdinand P. Palla, City Attorney, reports that Council may consider both price and quality in determining the lowest responsible bidder. General discussion is had with Councilmen Moore, Santora, Watson, Hathaway, and Foley and the City Manager participating. Councilman Hathaway proposes and moves adoption of resolution that bid of Barshow and Baleria, opened April 16, 1956, be accepted, contract be awarded for furnishing one street sweeper, and all other bids be rejected, seconded by Councilman Solari, and adopted:

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

Push Cart Relay

As referred on April 23, 1956, A. P. Hamann, City Manager, reports on request of Lambda Chi Alpha Fraternity to block off portions of 7th, 8th, 9th and San Antonio Streets in connection with push cart relays and recommends and Councilman Watson proposes and moves adoption of resolution that said request be granted, with the time of said event changed from 1:30 to 4:30 o'clock P.M., subject to the filing of insurance in form satisfactory to the

City Attorney, seconded by Councilman Hathaway and adopted:

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

Britton Ave. Extension
Willow St. Park

As deferred from April 23, 1956, Council now considers proposal to exchange city-owned property for property owned by Vincent Triana to provide for the extension of Britton Avenue through the SE corner of Willow Street Park. A. P. Hamann, City Manager, reports on alternate methods of making said street connection i.e., to purchase all of the land and improvements or to exchange certain properties and route the proposed connection along the northerly property line of the Triana property. General discussion is had. Councilman Foley proposes and moves adoption of resolution that the City Manager be authorized to proceed with negotiations on the basis of an exchange of property with / Vincent Triana and that the proceeds of said exchange be applied to the street improvement costs, seconded by Councilman Solari and adopted:

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

Proposed Rezonings
Union & Curtner;
Santa Clara-Los Gatos Rd.,
Forest Ave-Stevens Creek
Rd.; Alma Ave., Guadalupe
River-Minnesota Ave.

Recommendations of the City Planning Commission, pursuant to Section 9112.1 (c) of the San Jose Municipal Code, that certain parcels of property (A) on the east side of Union at Curtner Avenue, be rezoned from R-1 Residence District to R-2 Residence District and C-1 Commercial District; and (B) on the east side of the Santa Clara-Los Gatos Road, between Forest Avenue and Stevens Creek Road, be rezoned from R-1 Residence District to C-1 Commercial District; and pursuant to Section 9112.1(b) of the San Jose Municipal Code that certain parcels of property on the north and south sides of Alma Avenue, between the Guadalupe River and Minnesota Avenue, be rezoned from R-1 Residence District to C-1 Commercial District, are presented. Councilman Hathaway proposes and moves adoption of resolution that 8:00 o'clock P.M., May 21, 1956, Council Chambers, City Hall, be fixed as time and place for the purpose of considering and discussing said proposed rezonings, seconded by Councilman Watson and adopted:

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

Extension
Minnesota Ave.
Into Prevost St.

Recommendation of the City Planning Commission, pursuant to Article VII, Chapter 1, of the San Jose Municipal Code, that the plan for alignment of the extension of Minnesota Avenue into Prevost Street be approved and that plans and specifications be developed for same, is presented. Councilman Santora proposes and moves adoption of resolution that said recommendation be approved and the City Engineer proceed with plans and specifications for said alignment, seconded by Councilman Watson, and adopted:

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

District Line
Extension
33rd & McKee Rd.

Resolution of the City Planning Commission, by authority of Article IX, Chapter 1, Part 7 of the San Jose Municipal Code, extending the C-1 Commercial District from a depth of 100' to a depth of 155' southerly of the southerly line of McKee Road (as it formerly existed 50' in width) in order to include the entire parcel of property situated at the southeasterly corner of N. 33rd Street and McKee Road (1612 McKee Road), is presented. Councilman Hathaway proposes and moves adoption of resolution that said resolution be approved, seconded by Councilman Foley, and adopted:

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

Off-Street Parking
Adjustment

Resolution of the City Planning Commission, by authority of Article IX, Chapter 1, Part 7 of the San Jose Municipal Code, approving the request of DeLuxe Food Center for an adjustment to use Lot 2, Block 1, Interurban Park Tract (K Maps 21) in the R-1 Residence District for off-street parking purposes subject to conditions, is presented. Councilman Hathaway proposes and moves adoption of resolution that said resolution be approved, seconded by Councilman Santora, and adopted:

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

Rear & Front Yard
Adjustments
830 Malone Rd.,
420 S. 3rd St.,
629 S. 2nd St.

Resolutions of the City Planning Commission, by authority of Article IX, Chapter 1, Part 7, of the San Jose Municipal Code, granting 1) rear yard adjustment to 0' at 830 Malone Rd, 2) front yard adjustment to 6' at 420 South 3rd Street 3) rear yard adjustment to 17.5' at 629 South 2nd Street,

all in keeping with plot plans on file in the Department of Building, are read. Councilman Moore proposes and moves adoption of resolution that said resolutions be approved, seconded by Councilman Santora, and adopted:

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

Rear & Front Yard
Adjustments
Alma Ave.,
Almaden Rd.-Vine St.

Resolution of the City Planning Commission, by authority of Article IX, Chapter 1, Part 7, of the San Jose Municipal Code, granting 1) front yard adjustment to 0' along Almaden Road, 2) front yard adjustment to 10' along Alma Avenue, 3) front yard adjustment to 10' along Vine Street, 4) rear yard adjustment to 0', for the triangular parcel of property situated on the south side of Alma Avenue between Almaden Road and the southerly extension of Vine Street, subject to condition that the construction of building and pumps by Union Oil Company be in keeping with the plot plan on file in the Department of Building, is presented. Councilman Watson 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.

Off-Street Parking
& Rear Yard Adjustment
N. 1st St. & Ayer Ave.

Resolution of the City Planning Commission, by authority of Article IX, Chapter 1, Part 7 of the San Jose Municipal Code, granting 1) reduction of off-street parking space requirements from 15,000 sq. ft. to 14,600 sq. ft. and 2) rear yard adjustment to 17' as shown on the plot plan on file in the Department of Building, in connection with the erection of a 4-story office building situated at NW corner of North 1st Street and Ayer Avenue, is presented. Councilman Santora 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.

Sign Over Plan Line
Willow Laundry
800 Willow St.

Resolution of the City Planning Commission, by authority of Section 8621 of the San Jose Municipal Code, that Willow Laundry, 800 Willow Street, be permitted to erect a sign on a steel pole, extending 11' beyond the Official Plan Line, in keeping with the plan of design on file in the Department of Building, subject to condition that said sign be removed without cost to

the City at the time Willow Street is widened, is read. Councilman Santora proposes and moves adoption of resolution that said resolution be approved, and revocable permit be granted pursuant to Section 8621 of the San Jose Municipal Code, seconded by Councilman Moore, and adopted:

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

Final Zoning Reports
Resolutions Nos.
12144, 12145,
12146 and 12147

Resolutions of the City Planning Commission, adopted April 24, 1956, entitled: (A) "Resolution Submitting To Council Final Report On Zoning Annexed Area Known As 'Johnson No. 1 A'"; (B) "Resolution Submitting To Council Final Report On Zoning Annexed Area Known As 'Moorpark No. 2'", (C) "Resolution Submitting To Council Final Report On Zoning Annexed Area Known As 'White Oaks No. 1A'", (D) "Resolution Submitting To Council Final Report On Zoning Annexed Area Known As 'Foxworthy No. 4'", are presented. Resolutions Nos. 12144, 12145, 12146 and 12147, directing public hearings on final reports of the City Planning Commission on zoning annexed areas designated Johnson No. 1A, Moorpark No. 2, White Oaks No. 1A, and Foxworthy No. 4, are each 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.

Resols. Nos.
12148 & 12149
Tentative Zoning
Reports

Resolutions of the City Planning Commission, submitting tentative reports on zoning uninhabited annexed areas known as Ross No. 4 and Bryan No. 2, are presented. Resolutions No. 12148 and 12149, directing public hearings on tentative reports of the City Planning Commission on zoning uninhabited annexed areas known as Ross No. 4 and Bryan No. 2 and providing for notice of said hearings, are each read and upon motion of Councilman Watson, seconded by Councilman Hathaway, adopted:

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

Lone Hill No. 4
Zoning

Recommendation of the City Planning Commission, that proposed emergency ordinance, entitled "An Emergency Ordinance Classifying Into Districts The Recently Annexed Area Known As Lone Hill No. 4", and proposed resolution

requiring the City Planning Commission to make tentative report on zoning annexed area designated Lone Hill No. 4, be adopted, is read. Councilman Hathaway proposes and moves adoption of resolution that said recommendation be approved, seconded by Councilman Moore, and adopted:

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

Ordinance No. 5125
Emergency Zoning
Lone Hill No. 4
(Uninhabited)

Ordinance No. 5125, entitled: "An Emergency Ordinance Classifying Into Districts The Recently Annexed Area Known As Lone Hill No. 4", 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, by a five-seventh vote of the Council:

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

Resol. No. 12150

Resolution No. 12150, requiring City Planning Commission to make tentative report on zoning annexed area known as "Lone Hill No. 4", is presented and upon motion of Councilman Hathaway, seconded by Councilman Moore, adopted:

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

Close & Abandon
Vermont St.

Mayor Starbird requests, and Councilman Watson proposes and moves adoption of resolution that the City Planning Commission consider and report, pursuant to Section 94 of the Charter, on the proposed closing and abandoning of Vermont Street, between Elm Street and the Southern Pacific Railroad right-of-way, and on the proposed rezoning of said area, seconded by Councilman Moore, and adopted:

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

Recess

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

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

Recess

The Council now recesses at 7:52 o'clock P.M.

Reconvene

The Council now reconvenes at 8:00 o'clock P.M. and the Acting

Clerk calls the roll:

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

Absent: Councilmen - None.

Public Hearing
El Quito Park No. 1
Annexation
Resol No. 12151

This being the time and place fixed when and where any person owning real property within the uninhabited territory proposed to be annexed to the City of San Jose designated El Quito Park No. 1, as continued from April 23, 1956, W. E. Rodgers, Public Administration Specialist II, presents and files memorandum regarding assessed valuation of land and improvements within said territory. John E. Farrar appears in favor of said proposed annexation. Memorandum of W. E. Rodgers is read again for benefit of protestants who now enter and are seated. Herbert Hoover, Pastor of the First Baptist Church of Quito Park, appears in protest to said proposed annexation, and discussion is had with W. E. Rodgers regarding present assessed value of said territory. Lloyd Fulton appears in protest to said proposed annexation. Acting City Clerk presents and files affidavits of John S. Baggerly and Marcia C. DeWitt of the publication in the Los Gatos-Times-Saratoga Observer and the San Jose News, respectively, on March 19 and 26, 1956, of Resolution No. 11980; affidavit 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. Affidavit of W. E. Rodgers, regarding assessed values and acreages of parcels of territory in El Quito Park No. 1 is resubmitted into evidence. Resolution No. 12151, finding and determining that protest to said proposed annexation of El Quito Park No. 1 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 Solari, adopted:

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

Noes: Councilmen - None.

Absent: Councilmen - None.

El Quito Park No. 1
Annexation
Public Hearing

Councilman Hathaway proposes and moves adoption of resolution that the public hearing on the proposed annexation of uninhabited territory designated El Quito Park No. 1 be closed, seconded by Councilman Solari,

and adopted:

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

Ord. No. 5126
Annexing
El Quito Park No. 1

Ordinance No. 5126, entitled: "An Ordinance Of The City Of San Jose Approving The Annexation To The City Of San Jose Of Certain Uninhabited Territory Designated 'El Quito Park No. 1' And Herein Described, And Herein Annexing Said Territory To Said City Of San Jose", is presented, and upon motion of Councilman Hathaway, seconded by Councilman Solari, passed to print:

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

Bids
Civil Defense Sirens

Acting City Clerk reports receipt of two sealed proposals or bids for furnishing, installing and relocating civil defense warning sirens. 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, Santora,
Solari, Watson and Starbird.
Noes: Councilmen - None.
Absent: Councilmen - None.

Bids

Acting City Clerk now opens said sealed proposals or bids.

Bidders

Items	Cupertino Electric Price \$ Cts.	Ets-Hokin & Galvan Price \$ Cts.
Furnishing, installing, and relocating civil defense warning sirens, per lump sum	9,175.00	7,977.00

Guarantee: Cupertino Electric - bid bond of United Pacific Insurance Company in amount of \$3,000.00; Ets-Hokin & Galvan - bid bond of Pacific Indemnity Company in amount of 10% of bid.

Bids
Civil Defense Sirens

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

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

Bids
River Glen Park
Sprinkler System

Acting City Clerk reports receipt of five sealed proposals or bids for the improvement of River Glen Park by the installation of a sprinkler

system. Councilman Watson proposes and moves adoption of resolution that said proposals or bids be opened, seconded by Councilman Solari and adopted:

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

Bids

Acting City Clerk now opens said sealed proposals or bids.

Bidders

- A. R. B. Gregory
Guarantee: bid bond of United Pacific Insurance Company in amount of 10% of bid.
- B. Huettig & Schromm, Inc.
Guarantee: bid bond of United States Fidelity and Guaranty Company in amount of \$500.00.
- C. O. C. McDonald Co.
Guarantee: bid bond of the Aetna Casualty & Surety Company in amount of \$500.00.
- D. Wm. F. Serpa Plumbing
Guarantee: bid bond of Saint Paul-Mercury Indemnity Company in amount of 10% of bid.
- E. Watkin & Sibbald
Guarantee: bid bond of The Travelers Indemnity Company in amount of 10% of bid.

Estimated Quantity	Bids				
	A Price \$ Cts.	B Price \$ Cts.	C Price \$ Cts.	D Price \$ Cts.	E Price \$ Cts.
620 lin.ft. 4" galvanized underground water pipe installed, per lin.ft.	0.61	1.66	0.89	1.50	1.30
2709 lin.ft. 2" galvanized underground water pipe in- stalled, per lin.ft.	0.37	0.59	0.73	1.30	0.65
708 lin.ft. 1½" galvanized underground water pipe in- stalled, per lin. ft.	0.34	0.56	0.71	0.90	0.50
1624 lin.ft. 1-1¼" galvanized underground water pipe in- stalled, per lin.ft.	0.31	0.53	0.66	0.80	0.40
120 lin.ft. 1" galvanized underground water pipe in- stalled, per lin.ft.	0.28	0.48	0.63	0.70	0.40
76 each 1" galvanized 27" long riser, with 1" quick coupler valve installed, ea.	1.25	8.40	3.08	1.00	1.00
1 P.C. concrete valve box with 4" check valve and 4" gate valve installed, per lump sum	68.71	95.00	124.23	50.00	222.00
	\$2,322.00	\$4,675.71	\$4,537.80	\$6,597.00	\$3,916.45

Bids
River Glen Park
Sprinkler System

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 Santora and adopted:

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

Bid
Water Tank

Acting City Clerk reports receipt of one sealed proposal or bid for installing one water tank on City vehicle. Councilman Watson proposes and moves adoption of resolution that said proposal or bid be opened, seconded by Councilman Hathaway and adopted:

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

Bid

Acting City Clerk now opens said sealed proposal or bid.

Item	Bidder
	S & S Welding Works
	Price
	\$ Cts.
1 water tank installed on City vehicle, per specifications.	1,550.91

PLUS STATE SALES TAX

Guarantee: bidder refused to submit guarantee.

Bid
Water Tank

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

Bids
19th St.

St. James-235.50' S. for improving portions of 19th Street, between the E. property line of St. James Street and a point 235.50' S. thereon. Councilman Watson proposes and moves adoption of resolution that said proposals or bids be opened, seconded by Councilman Moore and adopted:

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

Bids

Acting City Clerk now opens said sealed proposals or bids.

Items	Bidders					
	Henry W. Miller		Leo F. Piazza Paving Co.		A. J. Raisch Paving Company	
Estimated Quantity	Price		Price		Price	
	\$	Cts.	\$	Cts.	\$	Cts.
10,833 sq.ft. plant mix pavement, per sq.ft.		0.28½		0.35		0.28
97 lin.ft. curb & gutter (comb.) per lin.ft.		1.95		2.50		2.00
250 sq.ft. sidewalk, per sq.ft.		0.39		1.00		0.39
Estimated Total	\$3,346.97		\$4,284.05		\$3,324.74	

Guarantee: Henry W. Miller - bid bond of United Pacific Insurance Company in amount of \$350.00; Leo F. Piazza Paving Co. - bid bond of Hartford Accident and Indemnity Company in amount of 10% of bid; A. J. Raisch Paving Company - bid bond of Pacific Indemnity Company in amount of 10% of bid.

Bids
19th St.
St. James-235.50'S

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.

Mission St. & 11th St.
Hearing Closed

This being the time and place fixed when and where any person may appear and show cause, if any they have, why portions of Mission Street from the center line of 10th Street to the west property line of 13th Street and 11th Street from the center line of Rosa Street to the north property line of Mission Street, should not be improved without further compliance with the "Special Assessment, Investigation, Limitation and Majority Protest Act of 1931", Acting City Clerk reports that no written protests to said improvement have been filed. No person is present desirous of being heard. Councilman Foley proposes and moves adoption of resolution that said hearing be closed, seconded by Councilman Hathaway, and adopted:

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

Mission St. & 11th St.,
Resol. No. 12152
Improve Without Compliance

Resolution No. 12152, determining to make improvement without compliance with the "Special Assessment, Investigation, Limitation and Majority Protest Act of 1931", upon portions of Mission Street from the center line of 10th Street to the west property line of 13th Street and 11th Street from the center line of Rosa Street to the north property line of Mission Street is read, 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.

Resolution No. 12153
Mission St. &
11th St.
Intention To Improve

Resolution No. 12153 of intention that the public interest, convenience and necessity require, and that the Council intends to order the improvement of portions of Mission Street from the center line of 10th Street to the west property line of 13th Street and 11th Street from the center line of Rosa Street to the north property line of Mission Street; describing said work and improvements; finding and declaring that said improvements are of more than local or ordinary public benefit and that the cost and expense thereof shall be assessed upon a district declared to be benefited thereby; describing said district; declaring that serial bonds shall be issued to represent unpaid assessments; giving an estimate of total costs and expense; declaring applicable laws and procedures; declaring that said improvements shall be made without compliance with the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and giving notice of hearing on protests and objections, is presented, and upon motion of Councilman Foley, seconded by Councilman Hathaway, adopted:

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

Invitation
San Francisco Bay
Area Council Luncheon

Invitation from the San Francisco Bay Area Council to attend Community Luncheon April 30, 1956, Sheraton-Palace Hotel, San Francisco, is read and, by unanimous consent, filed.

Political Parade
San Jose
Stevenson Com.

Request of San Jose Stevenson Committee that permit be granted to conduct a parade and use the Civic Auditorium steps for a short speech from 4:00 to 5:30 o'clock P.M., May 7, 1956, heretofore referred to and approved by the Chief of Police, is presented. Councilman Moore proposes and moves adoption of resolution that said parade permit and request be granted, seconded by Councilman Santora, and adopted:

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

Gasoline Service Station
10th & Julian Sts.

Application of the Coast Oil Company for a permit to establish a gasoline service station at the NW corner of 10th and Julian Streets, 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 Santora 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.

Retirement Board
Bonds, 14th St.,
Taylor-Mission Sts.

Offer of Retirement Board, Federated City Employees' Retirement System, to purchase at 5% street improvement bonds to be issued upon unpaid assessments of 14th Street between Taylor and Mission Streets, is presented. Councilman Watson proposes and moves adoption of resolution that said offer be referred to the City Engineer and City Attorney 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.

Discourage Industries

Resolution of Women's Overseas Service League that industries be discouraged from coming into the County until the water shortage is solved, is presented and, by unanimous consent, filed.

County Boundary Comm.
Notice Of Annexations

Notification from County Boundary Commission, pursuant to Section 35002 of the Government Code of annexations within 3 miles of San Jose, is presented and, by unanimous consent, filed.

Municipal Emp. Fed.
Survivor Benefits

Request of Municipal Employees Federation that study be made of survivor benefits under the Federated City Employees Retirement System, is presented. Councilman Hathaway proposes and moves adoption of resolution that said request be referred to the City Council Advisory Committee to amend the Police and Fire Department Retirement Plan, seconded by Councilman Moore, and adopted:

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

Sidewalk
1179 Minnesota Ave.

David Cantelow appears to complain of condition of sidewalk at 1179 Minnesota Avenue. Councilman Watson proposes and moves adoption of resolution that said complaint be referred to the City Engineer for investigation and

the City Attorney for report, seconded by Councilman Moore and adopted:

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

Councilman Hathaway
Leaves Session

Councilman Hathaway requests and is granted permission to leave
the session.

Through St.
Monroe St.

John M. Gale appears to inquire regarding designation of Monroe
Street as a through street. A. P. Hamann, City Manager, recommends and
Councilman Foley proposes and moves adoption of resolution that Monroe Street
from Newhall to Hedding Streets, be designated a through street, and that City
Attorney be instructed to prepare a resolution to such effect, seconded
by Councilman Solari and adopted:

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

Resol. No. 12154
Plans & Specs.
Health Bldg.

Resolution No. 12154, authorizing the City Engineer to order addi-
tional plans and specifications for the construction of Health Building and
authorizing payment for said plans in the amount of \$650.00, is presented by
the City Attorney, and upon motion of Councilman Santora, seconded by Coun-
cilman Solari, adopted:

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

Ords. Nos. 5127 & 5128
Classification &
Salary-Graphic Arts
Clerk, Pkg. Lot Attndt.

Ordinances Nos. 5127, entitled: "An Ordinance Of The City Of San
Jose Amending Section 2100.21 Of The San Jose Municipal Code To Add Thereto
The Classification Of Graphic Artist-Clerk (185); Amending Section 2100.33
Of The San Jose Municipal Code To Delete Therefrom The Classification Of
Parking Lot Attendant (Limited) (503); Amending Section 2100.25 Of The San
Jose Municipal Code To Add Thereto The Classification Of Parking Lot Atten-
dant (309a); And Repealing All Sections And/Or Parts Of Sections Of The San
Jose Municipal Code And All Ordinances And/Or Parts Of Ordinances In Conflict
Herewith", and 5128, entitled: "An Ordinance Of The City Of San Jose Amending
Ordinance No. 4370, Which Fixes Salary Ranges For Classes, Offices And Posi-
tions Of Employment In The City Government, By Repealing Section 5.170a
Thereof; By Adding Thereto New Sections Numbered 5.97b And 5.35a Providing