

RESOLUTION NO.1. N.S.

BE IT RESOLVED, by the Council of the City of Modesto as follows:

That pursuant to a classification by lot, in the manner provided in Article 5, Section 13 of the Charter, Councilmen L.T.Moss and C.D.Swan be, and each of them is hereby declared a Councilman of the City of Modesto for the term of two (2) years , and Councilman G. P. Schafer and Geo. Perley be and each of them is hereby declared a councilman of the City of Modesto for the term of four (4) years.

Adopted by the Council of the City of Modesto July 1st, 1911 by the following vote:

Ayes- Councilman L. T. Moss, Geo. Perley, G. P. Schafer, C. D. Swan and Mayor G. J. Wren.

Noes- None.

Absent: None.

Attest: W. O. Thompson,
City Clerk.

Approved July 1st, 1911.

G. J. Wren,
Mayor.

RESOLUTION NO. 2 N. S.

BE IT RESOLVED, by the Council of the City of Modesto as follows:

Section 1. That Councilman C.D.Swan be, and he is hereby designated the Commissioner of Public Health and Safety.

Section 2. That Councilman L. T. Moss be, and he is hereby designated the Commissioner of Finance and Revenue.

Section 3. That Councilman George Perley be, and he is hereby designated the Commissioner of Public Works.

Section 4. That Councilman G.P.Schafer be, and he is hereby designated the Commissioner of Public Supplies.

Adopted by the Council of the City of Modesto, July 1st, 1911.

Ayes - Councilmen L.T.Moss, Geo. Perley, G.P.Schafer, C.D.Swan and Mayor G.J.Wren.

Noes- None.

Absent- None.

Approved this 1st., day of July 1911.

G.J.Wren,
Mayor.

Attest: W.O.Thompson,
City Clerk.

RESOLUTION NO. 3. N. S.

BE IT RESOLVED by the Council of the City of Modesto as follows:

That the terms of the office of the following officers, to wit:
The office of the present City Clerk, W. O. Thompson,
The office of the present City Treasurer, E.B.Maze,
The office of the present City Engineer, G. H. Freitas,

be, and said offices and each of them are hereby declared terminated.

Adopted by the Council of the City of Modesto, July 1st, 1911, by the following vote:

Ayes - Councilmen L.T.Moss, Geo. Perley, G.P.Schafer, C.D.Swan and Mayor G.J.Wren.

Noes- None. Absent- None.

Approved this 1st day of July, 1911.

G.J.Wren,
Mayor.

Attest: W. O. Thompson,
Clerk.

RESOLUTION NO. 4 N.S.

BE IT RESOLVED by the Council of the City of Modesto as follows:

That W.O.Thompson be, and he is hereby appointed City Clerk, City Auditor and City Assessor, said appointments to take effect from and after and including the First day of July, 1911, and said appointments are here^{by} approved, ratified and confirmed.

Adopted by the Council of the City of Modesto, July 1st. 1911, by the following vote:

Ayes- Councilmen L. T. Moss, Geo. Perley, G.P.Schafer and C.D.Swan and Mayor^{Wren}.

Noes- None. Absent- None.

Attest : W.C.Thompson,
City Clerk.

Approved this 1st day of July 1911.

G. J. Wren,
Mayor.

RESOLUTION NO. 5 N.S.

BE IT RESOLVED by the Council of the City of Modesto as follows:

That E. B. Maze be, and he is hereby appointed City Treasurer and City Collector, said appointments to take effect from and after and including the First day of July 1911, and said appointments are hereby approved, ratified and confirmed.

Adopted by the City Council of the City of Modesto, July 1st, 1911 by the following vote:

Ayes- Councilmen L. T. Moss, Geo. Perley, G. P. Schafer and C. D. Swan and Mayor^{aj} Wren.

Noes- None. Absent - None.

Attest - W. O. Thompson,
City Clerk.

Approved this 1st. day of July 1911.

G. J. Wren,
Mayor.

RESOLUTION NO. 6. N.S.

BE IT RESOLVED by the Council of the City of Modesto, as follows:

That E. R. Jones be, and he is hereby appointed City Attorney, said appointment to take effect from and after and including the first day of July 1911, and said appointment is hereby approved, ratified and confirmed.

Adopted by the Council of the City of Modesto, July 1st, 1911, by the following vote:

Ayes - Councilmen L. T. Moss, Geo. Perley, G. P. Schafer and C. D. Swan and Mayor^{aj} Wren.

Noes - None. Absent - None.

Attest: W. O. Thompson,
City Clerk.

Approved this 1st day of July, 1911.

G. J. Wren,
Mayor.

RESOLUTION NO. 7 N. S.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MODESTO AS FOLLOWS:

That G. H. Freitas be, and he is hereby appointed City Engineer, said appointment to take effect from and after and including the first day of July, 1911, and said appointment is hereby approved, ratified and confirmed.

Adopted by the Council of the City of Modesto, July 1st, 1911, by the following vote:
Ayes- Councilmen L. T. Moss, Geo. Perley, G. P. Schafer, and C. D. Swan and Mayor⁵¹ Wren.
Noes- None. Absent- None.

Attest: W. O. Thompson,
City Clerk.

Approved this 1st day of July, 1911.

G. J. Wren,
Mayor.

RESOLUTION NO. 8 N. S.

BE IT RESOLVED by the Council of the City of Modesto as follows:

That W. I. Carpenter be, and he is hereby appointed Building Inspector of the City of Modesto, said appointment to take effect from and after and including the 1st day of July, 1911, and said appointment is hereby approved, ratified and confirmed.

Adopted by the Council of the City of Modesto, July 1st, 1911, by the following vote:
Ayes- Councilmen L. T. Moss, Geo. Perley, G. P. Schafer and C. D. Swan and Mayor G. J. Wren.
Noes- None. Absent: None.

Attest: W. O. Thompson,
City Clerk.

Approved this 1st day of July, 1911.

G. J. Wren, Mayor.

RESOLUTION NO. 9 N. S.

BE IT RESOLVED by the Council of the City of Modesto as follows:

That W. E. Davis be, and he is hereby appointed Sewer Inspector of the City of Modesto, said appointment to take effect from, after and including the first day of July, 1911, and said appointment is hereby approved, ratified and confirmed.

Adopted by the Council of the City of Modesto , July 1st, 1911, by the following vote:

Ayes- Councilmen L. T. Moss, Geo. Perley, G. P. Schafer and C. D. Swan and Mayor G. J. Wren.

Noes- None. Absent- None.

Attest: W. O. Thompson,
City Clerk.

Approved July 1st, 1911.

G. J. Wren,
Mayor.

RESOLUTION NO. 10 N. S.

BE IT RESOLVED by the Council of the City of Modesto as follows:

That Dr. J.J.Knowlton be, and he is hereby appointed Health Officer of the City of Modesto, said appointment to take effect from, after and including the first day of July, 1911, and said appointment is hereby approved, ratified and confirmed.

Adopted by the Council of the City of Modesto, July 1st, 1911, by the following vote:

Ayes- Councilmen L. T. Moss, Geo. Perley, G. P. Schafer and C. D. Swan and Mayor G. J. Wren.

Noes- None. Absent- None.

Attest: W. O. Thompson,
City Clerk.

Approved July 1st., 1911.

G. J. Wren,
Mayor.

RESOLUTION NO. 11 N.S.

BE IT RESOLVED by the Council of the City of Modesto, as follows:

That R. L. Dallas be, and he is hereby appointed Chief of Police, said appointment to take effect from, after and including the 1st day of July, 1911, and said appointment is hereby approved, ratified and confirmed.

Adopted by the Council of the City of Modesta, July 1st, 1911, by the following vote:

Ayes: Councilmen L. T. Moss, Geo. Perley, G. P. Schafer and C. D. Swan and Mayor G. J. Wren.

Noes- None.

Absent- None.

Attest: W. O. Thompson,
City Clerk.

Approved this 1st day of July, 1911.

G. J. Wren,
Mayor.

RESOLUTION NO. 12 N.S.

BE IT RESOLVED by the Council of the City of Modesto as follows:

That S. P. Kinnear be, and he is hereby appointed Street Superintendent, said appointment to take effect from, after and including the First day of July, 1911, and said appointment is hereby approved, ratified and confirmed.

Adopted by the Council of the City of Modesto, July 1st, 1911, by the following vote:

Ayes: Councilmen L. T. Moss, Geo. Perley, G. P. Schafer and C. D. Swan and Mayor G. J. Wren.

Noes- None.

Absent - None.

Attest: W. O. Thompson,
City Clerk.

Approved, July 1st, 1911.

G. J. Wren,
Mayor.

RESOLUTION NO. 13. N. S.

BE IT RESOLVED by the Council of the City of Modesto as follows:

That the following named persons be, and they are hereby appointed Library Trustees of the City of Modesto, to wit;

Mrs. Myrtle McHenry Langdon,

L. W. Fulkerth,

J. J. McMahon,

J. W. Ross,

L. L. Dennett.

Said appointments to take effect from and after and including the first day of July, 1911, and said appointments are hereby approved, ratified and confirmed.

Adopted by the Council of the City of Modesto, July 1st 1911, by the following vote:

Ayes- Councilmen L. T. Moss, Geo. Perley, G. P. Schafer and C. D. Swan and Mayor G. J. Wren.

Noes- None. Absent- None.

Attest: W. O. Thompson,
City Clerk.

Approved this 1st day of July, 1911.

G. J. Wren,
Mayor.

RESOLUTION NO. 14 N. S.

BE IT RESOLVED by the Council of the City of Modesto as follows:

That George E. Wallace be, and he is hereby appointed Fire Chief, said appointment to take effect from, after and including the first day of July, 1911, and said appointment is hereby approved, ratified and confirmed.

Adopted by the Council of the City of Modesto, July 1st, 1911 by the following vote:

Ayes- Councilmen L. T. Moss, Geo. Perley, G. P. Schafer, C. D. Swan and Mayor G.J. Wren.

Noes- None. Absent-None.

Attest: W. O. Thompson,
City Clerk.

Approved this 1st day of July, 1911.

G. J. Wren,
Mayor.

RESOLUTION NO. 14½ N. S.

BE IT RESOLVED by the Council of the City of Modesto as follows:

That J.B.Jennings be, and he is hereby appointed Police Judge, said appointment to take effect from, after and including the first day of July 1911, and said appointment is hereby approved, ratified and confirmed.

Adopted by the Council of the City of Modesto, July 1st, 1911, by the following vote:

Ayes- Councilmen L. T. Moss, Geo. Perley, G.P. Schafer, C. D. Swan and Mayor G.J.Wren.

Noes- None.

Absent- None.

Attest: W. O. Thompson,
City Clerk.

Approved this 1st day of July, 1911.

G. J. Wren,
Mayor.

RESOLUTION NO. 15 N. S.

BE IT RESOLVED by the Council of the City of Modesto as follows:

That commencing the 1st day of July, 1911, all resolutions adopted by the Council of the City of Modesto shall be numbered consecutively, commencing with number "one" and that each resolution shall be known as "new series" which may be designated by the letters "N.S."

That all ordinances passed by said Council shall be numbered consecutively, commencing with number "One" and shall be known as "New Series" which may be designated by the letters "N. S."

Adopted by the Council of the City of Modesto, July 1st, 1911, by the following vote:

Ayes- Councilmen L. T. Moss, Geo. Perley, G. P. Schafer, and C. D. Swan and Mayor Wren.

Noes- None.

Absent- None.

Attest: W. O. Thompson,
City Clerk.

Approved July 1st, 1911.

G. J. Wren,
Mayor.

BE IT RESOLVED by the Council of the City of Modesto as follows:-

That the duties of the Commissioners of the various departments of the City of Modesto shall be, and they are hereby fixed and designated as follows:-

DEPARTMENT OF FINANCE AND REVENUE.

The Commissioner of Finance and Revenue shall have supervision of all assessments, the collection of all moneys due the city, and the auditing of all accounts.

The Assessor, Auditor, Treasurer and Collector and their respective offices are assigned to this Department.

Such Commissioner shall carry out the provisions of the Charter relating to the Budget, and perform such other duties as may be assigned to this department by the Council.

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DEPARTMENT OF PUBLIC HEALTH AND SAFETY.

The Commissioner of Public Health and Safety shall have supervision of the Police, Health and Fire Departments, City Pound, and all property and buildings used by such departments. He shall establish all necessary rules and regulations for the conduct of such departments, subject to the approval of the Council.

He shall have charge of the removal and disposition of garbage, and perform such other duties as may be assigned to this department by the Council.

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DEPARTMENT OF PUBLIC WORKS.

The Commissioner of Public Works shall have supervision of all public works; and of all city property and public buildings except as are otherwise assigned.

The City Engineer, Street Superintendent, Building Inspector and Sewer Inspector and their respective departments are assigned to the Department of Public Works, and such Commissioner shall establish all necessary rules and regulations for the conduct of such departments, subject to the approval of the Council.

He shall have charge of all public utilities and shall perform such other duties as may be assigned to this Department by the Council.

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DEPARTMENT OF PUBLIC SUPPLIES.

It shall be the duty of the Commissioner of Public Supplies to prepare and keep a complete inventory of all city property; to purchase all supplies of every kind and to keep a check on the consumption or distribution of the same through the heads of the various departments, and to perform such other duties as may be assigned to his department by the Council.

Any purchase of supplies by said Commissioner shall first be ^{duly} authorized by the Council, except that the said Commissioner may purchase, upon requisitions signed by the Mayor, or by any other Commissioner, necessary supplies not exceeding the sum of One Hundred (\$100) Dollars, and in case of emergency, not exceeding the sum of Two Hundred Fifty (\$250) Dollars, without previous authorization; but all such purchases must be ratified by the Council.

The Commissioner of Supplies shall sign all written contracts, authorized or ratified by the Council, and relating to his department.

The City Clerk and all his employes, deputies and assistants are assigned to the Department of Public Supplies, and shall be under the supervision and direction of such Commissioner. Said Commissioner shall perform such other duties as the Council shall prescribe.

Adopted by the Council of the City of Modesto, July 1st, 1911, by the following vote:

Ayes: Councilmen L. T. Moss, Geo. Perley, G. P. Schafer and C. D. Swan and Mayor G. J. Wren .

Noes- None.

Absent- None.

Attest: W. O. Thompson,
City Clerk.

Approved July 1st, 1911.

G. J. Wren,
Mayor.

RESOLUTION NO. 17 N. S.

BE IT RESOLVED by the Council of the City of Modesto as follows:

That the Clerk be, and he is hereby authorized and directed to advertise once in some newspaper of general circulation, printed and published in the City of Modesto and which newspaper shall have been in existence at the time of the awarding of the contract, hereinafter mentioned, at least one year, inviting bids for the official printing and advertising for the City of Modesto, for the fiscal year ending June 30, 1912, and asking for sealed proposals for such official printing and advertising, which shall be according to the specifications as to style of type and spacing on file in the Clerk's office.

Adopted by the Council of the City of Modesto, July 1st, 1911, by the following vote:-

Ayes- Councilman L. T. Moss, Geo. Perley, G. P. Schafer, C.D. Swan and Mayor G.J.Wren.

Noes- None.

Absent- None.

Attest: W. O. Thompson,
City Clerk.

Approved July 1st, 1911.

G. J. Wren,
Mayor.

RESOLUTION NO. 18 N. S.

BE IT RESOLVED by the Council of the City of Modesto as follows:-

That all bonds of the public officers of the City of Modesto before becoming effective shall be approved by the Mayor of said City, who shall note his approval on each and all of said bonds.

Adopted July 1st, 1911, by the Council of the City of Modesto by the following vote:

Ayes:- L. T. Moss, Geo. Perley, G. P. Schaffer, C. D. Swan and Mayor G. J. Wren.

Noes- None. Absent - None.

Attest: W. O. Thompson,
City Clerk.

Approved July 1, 1911.

G. J. Wren,
Mayor.

RESOLUTION NO. 19 N. S.

RESOLVED, that the Board of Trustees of the City of Modesto, having in open session at a regular meeting held on the 28th day of June, 1911, opened, examined and publicly declared in accordance with the Statute in such cases made and provided, all sealed proposals or bids offered for the following work, to-wit:

That Seventh Street from the Northwest property line of "E" Street to the Easterly property line of Washington Street, except all the intersections of Streets and Alleys (and also excepting such portions as are already done, and also such portions thereof as are required by law to be paved, kept in order, or repair by any person or company having rail road or car tracks thereon) be graded and thereupon paved with asphalt concrete pavement four (4) inches in thickness, and curbed with cement concrete curbing, and to further construct cement concrete gutters and all of such grading, paving, curbing and construction of gutters to be performed in accordance with plans and specifications adopted for the improvement of said portion of said street by the Board of Trustees of the City of Modesto and on file in the office of the City Clerk of said City .

AND NOTICE IS HEREBY GIVEN that it was heretofore by the Board of Trustees of the City of Modesto, resolved that serial bonds should be issued to represent the cost and expenses of said work and improvement, which said bonds it was by the said Board determined, should extend over a period of five years from their date, and will bear interest at a rate of seven per cent per annum on all sums unpaid until the whole of said principal and interest are paid, said interest to be payable semi- annually on the second days of January and July, respectively, of each and every year; and that said bonds will represent each assessment of twenty-five dollars (\$25.00) or more, remaining unpaid for thirty (30) days after the date of the warrant for such assessment, or five days after the decision of the Council upon an appeal; and further, that an even annual proportion of the principal sum should be payable by coupons on the second day of January of each year after their date until the whole are paid; and said bonds shall be

issued in the manner and form provided by an Act of the Legislature of the State of California, approved February 27th, 1893, and acts amendatory thereof.

This Council of the City of Modesto at a regular session held July 5th, 1911, hereby rejects all of said bids, except that next herein mentioned, and hereby awards the contract for said work to the lowest, responsible bidder, to-wit, The Warwick Street Paving Company, a corporation, at the prices specified in its proposal on file for said work, to-wit:

- Grading per square foot 1 1/2 cents.
- Paving per square foot 13 1/2 cents.
- Concrete curbs per lineal foot 22 1/2 cents.
- Concrete gutters per square foot..... 45 cents.

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The Clerk of the Council of the City of Modesto is hereby directed to post notice of this award conspicuously for five days on or near the Council Chamber of this Council, and also publish said notice for two days in the Modesto Morning Herald, a daily newspaper published and circulated in this City therefor, and which said newspaper is hereby designated for that purpose by this Council.

I hereby certify that the foregoing resolution was passed by the Council of the City of Modesto, State of California, on the 5th day of July, 1911, by the following vote:

- Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.
- Noes- None.
- Absent- None.

W. O. Thompson,
City Clerk and ex-officio
Clerk of the Board of Trustees
of the City of Modesto,
State of California.

RESOLUTION NO. 20 N.S.

WHEREAS It appears to be to the best interests of the City of Modesto that the offices and duties of City Clerk, Auditor, and Assessor be consolidated as provided by the Charter of the City of Modesto,

BE IT RESOLVED by the Council of the City of Modesto that the functions and duties of City Clerk, Auditor, and Assessor be, and they are hereby consolidated and that one person be placed in charge of such respective offices.

Adopted by the Council of the City of Modesto on the 12th day of July 1911, by the following vote:

- Ayes- Councilmen Moss, Perley, Schafer, and Mayor Wren.
- Noes- Councilman Swan.
- Absent- None.

Attest: W. O. Thompson,
City Clerk.

Approved July 12th, 1911.

G. J. Wren,
Mayor.

RESOLUTION NO 21 N. S.

WHEREAS the Council of the City of Modesto did heretofore duly pass its resolution declaring that the offices of City Clerk, Auditor and Assessor be consolidated, and that one person exercise the functions and duties of such offices -

BE IT HEREBY RESOLVED that W. O. Thompson be, and he is hereby appointed to discharge the duties and functions of such respective offices.

This resolution is passed and adopted for the purpose of approving, ratifying and confirming the appointment of said W. O. Thompson to said offices, made by this Council by its resolution adopted July 1st, 1911.

Adopted by the Council of the City of Modesto, July 12th, 1911 by the following vote:

Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

Noes- None. Absent- None.

Attest: W. O. Thompson,
City Clerk.

Approved July 12, 1911.

G. J. Wren,
Mayor.

RESOLUTION NO. 22 N. S.

WHEREAS, it appears to be to the best interests of the City of Modesto that the office and duties of City Treasurer and Collector be consolidated as provided by the Charter of the City of Modesto

BE IT RESOLVED by the Council of the City of Modesto as follows:

That the functions and duties of City Treasurer and Collector be, and they are hereby consolidated and that one person be placed in charge of such respective offices.

Adopted by the Council of the City of Modesto, July 12, 1911 by the following vote:

Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

Noes- None. Absent- None.

Attest: W. O. Thompson,
City Clerk.

Approved July 12, 1911.

G. J. Wren,
Mayor.

RESOLUTION NO. 23 N. S.

WHEREAS, the Council of the City of Modesto did heretofore duly pass its resolution declaring that the offices of City Treasurer and Collector be consolidated and that one person exercise the functions and duties of such officer -

BE IT RESOLVED that E.B. Maze be, and he is hereby appointed to discharge the duties and functions of such respective offices.

This resolution is passed and adopted for the purpose of approving, ratifying and confirming the appointment of said E. B. Maze to said offices, made by this Council by its resolution adopted July 12th 1911.

Adopted by the Council of the City of Modesto, July 12, 1911 by the following vote:
Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

Noes- None.

Absent- None.

Attest: W. O. Thompson,
City Clerk.

Approved July 12, 1911.

G. J. Wren,
Mayor.

RESOLUTION NO. 24 N. S.

WHEREAS this Council heretofore did advertise for bids for the official advertising of the City of Modesto as provided by the Charter of the City of Modesto,

WHEREAS the publishers of the Modesto Evening News did submit the lowest bid for said work and said Modesto Evening News was found to be the lowest responsible bidder for said work, and

WHEREAS the said Modesto Evening News is found to be a daily news paper of general circulation, printed and published in the city of Modesto, State of California, and has been such for more than one year prior to the awarding of the contract for said work, as hereinafter set forth:-

BE IT RESOLVED by the Council of the ^{and} City of Modesto that the bid of the said Modesto Evening News be, and the same is hereby accepted, and the official advertising of the City of Modesto, for the fiscal year ending June 30th, 1912, be and the same is hereby awarded to the said Modesto Evening News which newspaper is hereby designated as and declared to be the Official news paper of the City of Modesto, and it is hereby ordered that all advertising and printing authorized by this Council during said period be published and printed in said Modesto Evening News.

Adopted by the Council of the City of Modesto on the 12th day of July 1911, by the following vote:

Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

Noes- None.

Absent- None.

Attest: W. O. Thompson,
City Clerk.

Approved this 12th day of July 1911,

G. J. Wren,
Mayor.

BE IT RESOLVED by the Council of the City of Modesto as follows:

That the following Plans and Specifications be adopted by this Council as and for the doing of street improvement work upon the intersections of accepted Streets in the City of Modesto.

Said Plans and Specifications are as follows, to-wit:

SPECIFICATIONS

for the improvement of the intersections of the accepted Streets and street alley intersections in the City of Modesto, State of California.

The work to be done under these Specifications consists of grading the roadway, laying cement concrete curbing and cement concrete gutters and covering with asphalt concrete the above described portions of said streets.

The attached plans are hereby made a part of these specifications and show the distribution and amount of grading to be done to bring the street to the proper sub-grade, and showing in red lines the location of the curbing to be constructed.

GRADING.

The street shall be brought to a sub-grade or uniform surface the required depth of four (4) inches below the finished and completed pavement, and shall be finished in the most perfect manner so as to be parallel with and in every way to conform in shape to the surface of the finished work. To effect this the ground shall be brought to an approximate finish slightly above the sub-grade. The surface shall then be rolled, until smooth, true, and compact and to the required cross-sections and puddled if necessary. Such portions of the road as cannot be reached by the roller, and all places excavated below the sub-grade and refilled, and all pipe trenches and other places that cannot be properly compacted with the roller, shall be tamped solidly and puddled if necessary. The roller used shall be of a weight not less than ten (10) tons.

On this sub-grade shall be constructed an asphalt-concrete pavement as hereinafter specified not less than four (4) inches in thickness after final compression, which shall be composed of gravel or broken rock (crusher run) the maximum size to pass through a two and one-half (2½) inch ring, clean sharp sand and asphalt cement. Not less than ten (10) pounds of asphalt cement to the cubic foot of stone and sand shall be used and as much more as the character of the stone and sand may require in order to bind the particles of stone and sand together in a homogenous or solid mass after final compression.

Five (5) to ten (10) per cent or sufficient carbonate of lime being used to insure satisfactory resulting pavement in summer as well as winter.

The asphaltic cement must be wholly manufactured from California asphaltic material, and must be free from admixture with any residue obtained by artificial distillation of coal, coal tar or paraffine oil. It must contain not less than ninety-eight (98) per cent of bitumen soluble in carbon disulphide and not more than two (2) per cent of non-bitumenous organic matter. It must be of even and uniform composition, and when heated to a temperature of three hundred (300) degrees Fahr., for five (5) hours, must not lose more than one (1) per cent of weight of vaporable material. The bitumen contained in it must be of a permanent and cementous character suitable in all respects to make a durable and satisfactory cement. The asphaltic cement must be homogenous and its consistency at the time of its mixture with the stone or gravel and sand must fall between

65 and 80 degrees penetration by the District of Columbia Standard.

The refining of the asphalt to be carried to such point to produce above consistency and no fluxing or mixing of a harder asphalt with liquid asphalt shall be allowed.

Materials which have been cracked in process of refining or which contain any admixture or paraffine or coal tar products will be rejected, and shall not be allowed to enter into the composition of asphalt concrete.

Carbonate of lime may be added in sufficient quantities that at least five (5) per cent of the non-bituminous ingredients of the concrete mixture will pass a two hundred (200) mesh to the inch screen.

The carbonate of lime may be mixed with the asphaltic cement before mixing with the other ingredients to an asphaltic mastic.

The asphaltic mastic shall be heated to not more than three hundred (300) degrees Fahr., before mixing with the broken rock or gravel. The broken rock or gravel to be heated in suitable dryers to the temperature between two hundred seventy five (275) and three hundred (300) degrees Fahrenheit.

The mixing of all ingredients is then to continue within the temperature limits above indicated until every particle of the sand and broken rock or gravel is thoroughly coated with the asphaltic cement. When thus prepared it shall be delivered upon the works at a temperature of not less than two hundred fifty (250) nor not more than three hundred (300) degrees Fahrenheit and shall be immediately spread on the sub-grade previously prepared.

The compression of this concrete shall be done as follows: As soon as the material has been spread for rolling it shall be rolled with hot iron roller weighing not less than two hundred and fifty (250) pounds to the linear foot of width of tire, and as the material cools it shall be rolled with a steam roller weighing not less than five (5) tons. This rolling shall be continued for not less than five (5) hours for each one thousand (1000) yards of asphalt concrete. All pieces that are inaccessible to the roller must be tamped with hot iron tampers.

The resulting asphalt concrete must be thoroughly compacted and must show an even surface, true to grade and cross-section and free from hollows and irregularities.

No asphalt concrete shall be laid in rainy weather or when the sub-grade is wet from rain or other causes.

The top of the asphalt concrete shall consist of a paint coat of liquid asphalt not more than one half ($\frac{1}{2}$) gallon per square yard. This liquid asphalt to be heated to at least one hundred fifty (150) degrees Fahrenheit and spread uniformly. A coat of sand to be spread over this liquid asphalt coat immediately in thin layer, and rolled with a roller weighing not less than five (5) tons.

CURBING.

The curbing will be six (6) inches wide and fourteen (14) inches deep when finally completed. The top and roadway side above the level of the gutter to be finished with three-quarters ($\frac{3}{4}$) of an inch of fine concrete, consisting of equal parts of clean, sharp sand, and good quality (as hereinafter provided) of Portland cement; the remaining portion of the curbing to be constructed of a concrete which will consist of a mixture of five (5) parts of broken rock or clean gravel free from earth or loam, two (2) parts of clean, sharp sand and one (1) part of Portland cement, - the rock or gravel to be in pieces of such a size that they will pass through a three (3) inch ring, and to be free from earth; the sand to be sharp and salicious and free from earth, and the cement to be

fresh and of such strength that it will resist a tensile strain of at least three hundred and fifty (350) pounds per square inch when set seven days under water. Water to be added to the mass to bring it to the ^{proper} constituency for working, and while still fresh and before the initial set, the concrete must be thoroughly rammed into place and when sufficiently set to receive it the surface or finishing layer to be put on as above provided all of the concrete to be protected from the sun, wind and frost until thoroughly set, and to be kept moist meanwhile.

GUTTERS.

The gutters will be eighteen (18) inches wide and six (6) inches deep, including a surfacing course of three-quarters ($\frac{3}{4}$) of an inch in thickness as above provided for the curbing, the remainder of the concrete in the gutters to be of the same constituents and put in place in the same manner as above provided for the curbing.

CULVERTS.

All culverts placed at intersection of accepted streets shall be of corrugated iron, *on the bottom or one half ($\frac{1}{2}$) of a circular culvert twelve (12) inches in diameter* the same to be six (6) inches in height with twelve (12) inches in diameter, and the same shall be of length varying in accordance with the width of the street upon which same shall be used. All such culverts to be placed upon a cement concrete foundation six (6) inches in thickness and fourteen (14) inches in width.

Adopted by the Council of the City of Modesto July 12th, 1911 by the following vote:

Ayes - Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

Noes - None. Absent- None.

Attest: W. O. Thompson, City Clerk.

Approved July 12th, 1911.

G. J. Wren,
Mayor.

RESOLUTION OF INTENTION NO. 26 N. S.

The Council of the City of Modesto, do hereby resolve as follows:

RESOLVED: that it is hereby determined by the Council of the City of Modesto that the public interest and public necessity of the said City of Modesto demand the construction of certain public municipal improvements in and for said City of Modesto, which said improvements are described as follows, to-wit:

The improving of the intersections of The Accepted Streets of the said City of Modesto by grading, and thereupon paving with an asphalt concrete pavement, and constructing cement concrete curbs and gutters, and the construction and placing in position of culverts, the said grading, paving, construction of curbs and gutters, and the construction and placing in position of culverts to be in accordance with plans and specifications heretofore adopted and now on file with the City Clerk of the City of Modesto.

The estimated cost of said improvements is Thirty Thousand dollars. The construction of the improvements aforesaid are necessary and convenient to carry out the objects, purposes and powers of the said City of Modesto, and the cost of said improvements aforesaid will be too great to be paid out of the ordinary annual income and revenue of the said City of Modesto.

I hereby certify that the foregoing Resolution of Intention No. 26 N.S. was passed by the Council of the City of Modesto at the regular meeting of said Council of the said City of Modesto held on the 12th day of July, 1911, by the following vote:

Ayes - Councilmen Moss, Parley, Schafer, Swan and Mayor Wren.
Noes - None. Absent - None.

W. O. Thompson,
City Clerk and Ex-Officio clerk of the Council
of the City of Modesto, State of California.

The undersigned, Mayor and Chief Executor of the City of Modesto, does herewith approve the above resolution this 12th day of July, 1911.

G. J. Wren,
Mayor and Chief Executor of the City of Modesto,
State of California.

RESOLUTION NO. 27 N.S.

BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. That all claims against the City of Modesto will be allowed or rejected at the first regular meeting of the Council in each month to-wit: The second Wednesday of each month at the hour of 7:30 P.M.

SECTION 2. All claims must be presented and filed with the City Clerk not later than five (5) o'clock P.M., on the Friday next preceeding the meeting of the Council at which the same are to be considered.

SECTION 3. The Superintendents of each department may pay claims for work performed in their respective departments, when said work is completed provided the sum due does not exceed the sum of \$50.00 for any one person in any one month.

SECTION 4. For the purpose of paying for said work, said superintendent may issue checks in the name of the City, which checks shall not be valid unless countersigned by the Commissioner of the department in or for which the work has been done.

Section 5. When so countersigned said checks shall be honored by the said City of Modesto and redeemed, provided said checks must be presented and filed in the same manner as provided in the case of other claims, except that the assignee or indorsee of any number of checks may consolidate them in one claim.

SECTION 6. All claims must be accompanied by a verified statement, certifying as to the correctness of said Claim. The affidavit to accompany said statement may be made before the City Clerk, who shall make no charge therefor.

Adopted by the Council of the City of Modesto, ^{at a regular meeting held on the 26th day of July, 1911} by the following vote:

Ayes- Councilmen Moss, Parley, Schafer, Swan and Mayor Wren.

Noes- None. Absent- None.

Attest: W. O. Thompson,
City Clerk.

Approved July 26th, 1911.

G. J. Wren,
Mayor.

RESOLUTION NO. 28 N.S.

(A Resolution Prescribing the Duties of the City Attorney.)

BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The City Attorney must be qualified to practice in all Courts of the State, and he must have been so qualified for at least five (5) years next preceeding his appointment.

SECTION 2. He must prosecute and defend for the City all actions at law or in equity, and all special proceedings for or against the City. He shall commence any proceedings ~~for~~ when directed so to do by the Mayor or Council. He shall give legal advice, in writing, to the Mayor, the Council, to all Commissioners, chief officials, boards, and commissioners when requested so to do by them or either of them, upon questions arising in their separate departments involving the rights or liabilities of the City. He shall not settle or dismiss any litigation for or against the City under his control, or take an appeal to the Supreme Court, unless he is ordered so to do by the Council.

SECTION 3. He shall prosecute all criminal actions for violation of provisions of the Charter or any City Ordinance.

SECTION 4. He shall draw such ordinances, resolutions and contracts, or other instruments, as shall be requested by the Council, or any officer on behalf of the City, and shall attend the meetings of the Council when requested so to do by the Mayor or members of the Council.

SECTION 5. When from any cause he may not be able to attend to the duties of his office, he may, with the consent of the Mayor, appoint some one to act in his place for the time being, and whenever in the opinion of the Council the interests of the City require it, assistant council may be employed at the expense of the City upon such terms as may be prescribed by the Council.

SECTION 6. He shall have authority to draw requisitions upon the City for the payment of witness fees and other court costs, and incidental expenses, which requisitions when allowed as provided by the Charter, shall be paid by the Treasurer.

SECTION 7. He shall keep on file in his office all written communications and opinions given by him to any officer, board or department, and all briefs and papers used in causes wherein he appears. He shall deliver all books, records, papers, documents and property of every description belonging to the City to his successor in office.

Adopted by the Council of the City of Modesto, ^{at a regular meeting held on the 26th day of July} ~~July 26th~~, 1911 by the following

vote:

Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.
Noes- None. Absent- None.

Attest: W. O. Thompson,
City Clerk.

Approved July 26th, 1911.

G. J. Wren,
Mayor.

RESOLUTION NO. 29. N.S.

BE IT RESOLVED by the Council of the City of Modesto as follows:

That this Council, of the City of Modesto, at a regular adjourned meeting held July 27th, 1911, hereby accepts the proposal of Robert Trost for the erection and completion of a brick Library Building as to Proposition No. 2, for \$20,042, Part 2 of proposition No. 4 for Salamander Roof for \$325.00 and proposition No. 5 for \$500.00. Sum total of bids as accepted \$20,876.00 all in accordance with published Notice to Bidders and plans and specifications for same on file in the office of the City Clerk.

BE IT FURTHER RESOLVED that the bid of Hoyt Bros. in the sum of \$840.00 for Heating System complete under proposition No. 3 of the specifications be and the same is hereby accepted.

That the Mayor execute a contract on behalf of the City with said Robert Trost and said Hoyt Bros. for the doing of said work in accordance with plans and specifications and the published notice to bidders.

Adopted by the Council of the City of Modesto July 27th, 1911 by the following vote:-

Ayes - Councilmen Moss, Schafer, Ewan, Perley and Mayor Wren.

Noes- None. Absent- None.

Attest: W. O. Thompson,
City Clerk.

Approved July 27th, 1911.

G. J. Wren,
Mayor.

RESOLUTION NO. 30 N.S.

BE IT RESOLVED BY THE Council of the City of Modesto as follows:

That the City Clerk be, and he is hereby authorized to draw his warrants on the first day of each month for the salaries of the following city officers:

City Clerk .
City Engineer
Auditor
Assessor
Treasurer
Collector
City Attorney
Street Superintendent
Sewer Inspector
Fire Chief and Firemen
Chief of Police
Police Judge
Health Officer
Patrolmen
Water works Engineer and assistants

and all other city employees receiving a monthly salary without any demand being made by said

officers for any salary due them by the City.

Adopted August 9th, 1911, by the following vote:-

Ayes - Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

Noes- None. Absent- None.

Approved August 9th, 1911.

G. J. Wren,
Mayor.

Attest: W. O. Thompson,
City Clerk.

RESOLUTION NO. 31 N.S.

BE IT RESOLVED by the Council of the City of Modesto as follows:

That the City Treasurer be, and he is hereby authorized and directed to sell to the highest bidder for cash, the bonds of the Modesto Irrigation District, now in his possession, and being the bonds received from the estate of O. M. McHenry deceased. Said bonds to be sold at either public or private sale as said Treasurer may deem best.

Adopted by the Council of the City of Modesto on the 9th day of August, 1911, by the following vote:

Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

Noes- None. Absent- None.

Attest: W. O. Thompson,
City Clerk.

Approved August 9, 1911.

G. J. Wren,
Mayor.

Resolution No. 32 N.S.

(Resolution creating the office of Deputy City Clerk.)

BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. That there is hereby created the office of Deputy City Clerk. Said Deputy City Clerk shall receive such compensation as may hereafter be fixed by the Council. He shall be appointed by the Council and shall hold office at its pleasure.

SECTION 2. Said Deputy City Clerk shall perform such duties as may be assigned to him by the Council or the City Clerk. During the absence or disability of the City Clerk, he shall perform any and all duties required by law to be performed by the City Clerk.

SECTION 3. This resolution shall take effect immediately.

Adopted by the Council of the City of Modesto, at a regular meeting held August 23d, 1911, by the following vote:

Ayes- Councilmen Moss, Perley, Schafer and Swan.

Noes- None. Absent- Mayor Wren.

Attest: W. O. Thompson,
City Clerk.

By W. S. Thompson, Deputy City Clerk.

Approved, August 23rd, 1911.

Geo. Perley,
Vice-President of the Council and acting Mayor
of the City of Modesto.

RESOLUTION NO. 33 N.S.

BE IT RESOLVED by the Council of the City of Modesto, as follows:-

That W.S.Thompson be, and he is hereby appointed Deputy City Clerk of the City of Modesto, said appointment to take effect from, after and including the 23d day of August 1911.

Adopted by the Council of the City of Modesto at a regular meeting held on the 23rd day of August, 1911, by the following vote:

Ayes- Councilmen Moss, Perley, Schafer, Swan

Noes- None. Absent- Mayor Wren.

Attest: W. O. Thompson,

By W. S. Thompson,
Deputy City Clerk.

Approved Geo. Perley,
Vice-President of the Council and acting Mayor
of the City of Modesto.

RESOLUTION NO. 34 N.S.

RESOLUTION OF INTENTION OF THE CITY OF MODESTO TO BECOME A PART OF THE STANISLAUS COUNTY FREE LIBRARY SYSTEM.

WHEREAS, In pursuance of the provisions of an act entitled "An Act to provide for the establishment and maintenance of county free libraries in the State of California, and repealing an act entitled 'An act to provide county library systems' approved April 12, 1909, and all acts and parts of acts in conflict with this act, approved February 25, 1911, the Board of Supervisors of Stanislaus County ";and

WHEREAS, By the provisions of Section Three (3) of said act any incorporated city or town may become a part of the County Free Library system; and

WHEREAS, the Council of the City of Modesto recognizes that it will be of great benefit to the people, and for their best interests and welfare, for the City of Modesto to become a part of the Stanislaus County Free Library System; therefore be it

RESOLVED; that the Council of the City of Modesto, State of California, hereby declares the intention of the said City to become a part of the Stanislaus County Free Library System, and that at a meeting to be held on the 8th day of September, 1911, at the hour of 7:30 P.M. in the Council Chambers in the City Hall in the said City of Modesto it will take steps toward such action; and the Clerk of said Council is hereby directed to publish notice of such contemplated action together with the time and place of said meeting, in the Modesto Evening News, a newspaper printed and published in the said City of Modesto, which newspaper is hereby designated for *such* purpose, at least once a week for two consecutive weeks, as prescribed by law.

Adopted at a regular meeting of the Council of the City of Modesto held on the 23rd day of August, 1911, by the following vote:

Ayes- Councilmen Moss, Perley, Schafer and Swan.

Noes- None. Absent- Mayor Wren.

Attest: W. O. Thompson,
City Clerk.

By W.S. Thompson,
Deputy City Clerk.

Approved August 23, 1911.

George Perley,
Acting Mayor and Vice-President
of the Council of the City of
Modesto.

RESOLUTION NO. 35 N.S.

BE IT RESOLVED by the Council of the City of Modesto as follows:

That the bonds of Robert Trost for the construction of the Free Library Building now being built by said Robert Trost be declared to be satisfactory and the same are hereby approved and accepted.

Adopted by the Council of the City of Modesto Aug. 23rd, 1911, by the following vote:

Ayes- Councilmen Moss, Perley, Schafer and Swan.

Noes- None. Absent- Mayor Wren.

Attest: W. O. Thompson,
City Clerk.

By W. S. Thompson,
Deputy City Clerk.

Approved August 23rd, 1911.

Geo. Perley,
Acting Mayor and Vice-President of the Council
of the City of Modesto.

RESOLUTION NO. 36 N.S.

A RESOLUTION DECLARING THE RESULT OF A SPECIAL ELECTION HELD IN AND FOR THE CITY OF MODESTO, ON THE 30TH DAY OF AUGUST, 1911.

SECTION 1. WHEREAS, the Council of the City of Modesto did by Ordinance No. 4 N. S. call a special election for the 30th day of August, 1911, and submit to the qualified voters of the said City of Modesto the proposition of incurring an indebtedness for the purposes in said ordinance set forth, ^{prior to its adoption and thereafter was published since} and which Ordinance was published in full once, a day for at least seven days before holding said election in the Modesto Evening News, a newspaper of general circulation, published in said City, at least six days a week, and

WHEREAS, all provisions of the law requisite to the calling of said election and the notice thereof were duly complied with, and the council of the said City of Modesto do so find, and

WHEREAS, said special election was on the said 30th day of August 1911, duly held in all respects in conformity with the laws of the State of California and the ordinances of the City of Modesto, and

WHEREAS, the proper officers of said election returned to and filed with the City Clerk of said City the returns of said election the said returns were duly opened and canvassed by the Council of the City of Modesto, and the results of said election ascertained on this 31st day of August, 1911.

NOW, THEREFORE, the Council finds and it is so declared that 342 votes were cast at said election and that 228 votes were necessary to carry the said proposition for which the said election was held; that said proposition voted for received more than two thirds of the votes cast at said election and it is so found by the Council.

NOW, THEREFORE, Be it resolved and declared by the Council of the City of Modesto that all the acts and things required by law and the ordinances of the said City of Modesto, relative to the calling, conduct and holding of the said election to be done and performed were done and performed under and in accordance with the statutes and ordinances in such cases made and provided; that the proper and necessary resolution required by law was regularly introduced and passed by a two-thirds vote of the said council and was approved by the Mayor and Chief Executive of the said City of Modesto; that an ordinance containing all the statements and things required by law to be contained therein calling said special election was duly introduced, approved and published for the time required by the Charter of the said City of Modesto and thereafter adopted in all respects as required by law and *said Charter; that said election was in every respect held and conducted as required by law and* the ordinances of the said City; that the returns thereof were duly and regularly made and filed with the City Clerk, and were duly opened and canvassed this day by said Council as required by law; and that the results of the said election and the votes cast for the proposition submitted thereat were as follows, to-wit:

For the proposition to incur a bonded indebtedness of thirty thousand dollars (\$30,000) for the objects and purposes of improving of the intersections of the accepted streets of the said City of Modesto by grading, and thereupon paving with an asphalt concrete pavement, and constructing cement concrete curbs and gutters, and the construction and placing in position of culverts, the said grading, paving, construction of curbs and gutters, and the construction and placing in position of culverts to be in accordance with plans and specifications heretofore adopted and now on file with the City Clerk of the City of Modesto, two hundred and eighty votes were cast in favor of said proposition. Against said proposition sixty votes were cast.

That the total number of votes cast at said election were as follows:

In favor of said proposition -----	280
Against said proposition -----	60
Rejected -----	2
	<hr/>
Total number of votes cast -----	342

That the total indebtedness voted at said election was the sum of Thirty Thousand Dollars (\$30,000) and the issuance of the bonds of the said City of Modesto to that amount is hereby resolved and declared to be determined, accepted and authorized, and that proper and legal measures be taken by this Council to so issue the same.

Introduced and adopted by the Council of the City of Modesto on the 31st day of August, 1911, by the following votes:

Ayes- Councilmen Moss, Swan, and Acting Mayor Wren.
 Noes- None. Absent- Councilman Schafer and Mayor Wren.
 Attest: W. O. Thompson,
 City Clerk.

Approved this 31st day of August, 1911

George Perley,
 Vice-President of the Council and
 acting Mayor of the City of Modesto.

RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO PROVIDING FOR THE CITY OF MODESTO TO BECOME A PART OF THE STANISLAUS FREE LIBRARY SYSTEM.

WHEREAS, It is fitting and for the best interests and welfare of the people of the City of Modesto, that they be given every proper privilege for education, culture and pleasure; and

WHEREAS, By becoming a part of the Stanislaus County Free Library system said City of Modesto will be able to offer to its people such means for advancement and improvement; and

WHEREAS, By the provisions of Section three of an act entitled "An act to provide for the establishment and maintenance of county free libraries in the state of California, and repealing an act entitled ' An act to provide county library systems' approved April 12, 1909, and all acts and parts of acts in conflict with this act ", approved February 25, 1911, any incorporated City or Town may become a part of the county free library system; and

WHEREAS, The Council of the City of Modesto has taken all the necessary steps prescribed by such act, preliminary to becoming a part of the Stanislaus County Free Library System; therefore

BE IT RESOLVED, that the Council of the City of Modesto, State of California, hereby notifies the Board of Supervisors of the County of Stanislaus, State of California, that said City of Modesto desires to become a part of the Stanislaus County Free Library System; and the Clerk of this Council is directed to transmit to said Board of Supervisors certified copies of all resolutions passed by this Council relating to said action, together with an affidavit of the publisher of the Modesto Evening News covering the fact of publication of notice, and a copy of each issue in which notice was published.

Adopted and passed at a regular meeting of the Council of the City of Modesto, held on the 8th day of September, 1911, by the following vote:

Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

Noes- None. Absent- None.

Attest: W. O. Thompson,
City Clerk.

Approved, September 8th, 1911.

G. J. Wren,
Mayor.

RESOLUTION NO. 38 N. S.

BE IT RESOLVED by the Council of the City of Modesto as follows-

That the Worswick Street Paving Company, be, and it is hereby granted an extension of one hundred and twenty days to complete the ~~the~~ work of paving 7th Street, between E Street and Washington Street, in the City of Modesto, and the Street Superintendent is hereby authorized and directed to take the necessary steps necessary to grant such extension of time.

Adopted by the Council of the City of Modesto at a meeting held September 27, 1911, by the following vote -

Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

Noes- None. Absent- None.

Attest: W. O. Thompson,
City Clerk.

Approved September 27th, 1911.

G. J. Wren,
Mayor.

RESOLUTION NO.39 N.S.

BE IT RESOLVED by the Council of the City of Modesto, as follows:

That the Clerk be, and he is hereby authorized and directed to advertise for bids for the paving of the intersections of Seventh Street from the Northwest property line of E Street to the easterly property line of Washington Street, said work to be done in accordance with the plans and specifications for the same, now on file in ~~his~~ office.

Adopted by the Council of the City of Modesto at a meeting held September 27th, 1911, by the following vote:

Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

Noes- None. Absent- None.

Attest: W. O. Thompson,
City Clerk.

Approved September 27th, 1911.

G. J. Wren,
Mayor.

RESOLUTION NO. 40 N.S.

BE IT RESOLVED by the Council of the City of Modesto as follows:

That the Clerk be, and he is hereby authorized and directed to advertise for bids for the furnishing to the City of a street flushing machine.

Adopted at a meeting of the Council of the City of Modesto, held September 27th, 1911 by the following vote:

Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

Noes- None. Absent- None.

Attest: W. O. Thompson,
City Clerk.

Approved September 27th, 1911.

G. J. Wren,
Mayor.

Resolution No. 41 N.S.

WHEREAS, The Council did heretofore make and pass its resolution No. 31 N.S. authorizing the City Treasurer to sell certain bonds of the Modesto Irrigation District, the property of the City of Modesto, and

WHEREAS, said City Treasurer did thereafter sell said bonds for the sum of \$18,110.10, which sum was the highest and best price which could be obtained for said bonds.

THEREFORE, BE IT RESOLVED, that the Council does hereby approve and ratify the action of said City Treasurer as aforesaid.

Adopted by the Council of the City of Modesto at a meeting held on the 27th day of September, 1911, by the following vote:-

Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

Noes- None. Absent- None.

Attest: W. O. Thompson,
City Clerk.

Approved, September 27, 1911.

G. J. Wren,
Mayor.

RESOLUTION NO. 42 N.S.

BE IT RESOLVED by the Council of the City of Modesto as follows:-

That the street intersection improvement bonds in the sum of thirty thousand (\$30,000) dollars voted by the qualified electors voting at a special election for said purpose held in the City of Modesto on the 30th day of August, 1911, being forty (40) bonds in the denomination of seven hundred and fifty (\$750) dollars each, numbered from one to forty, inclusive, payable one bond each year for forty years, be offered for sale at the hour of 7:30 o'clock P.M. on the 8th day of November, 1911, at the meeting place of the Council of the said City of Modesto in the City Hall, 717 - 10th Street in said City, and that bids for said bonds be received by the City Clerk of the City of Modesto up to the hour of five o'clock P.M. on said 8th day of November, 1911; that sealed bids be received and that each bid be accompanied by a check payable to the President of the Council of the City of Modesto, certified to by a responsible bank for an amount which shall not be less than ten per cent. of the aggregate of the bid accompanied by said check.

BE IT FURTHER RESOLVED that the Clerk of the said City of Modesto be, and he is hereby ordered and directed to publish notice of the offering for sale of said bonds, such notice to be published at least ten days in the Modesto Evening News, a newspaper published daily except Sundays, in the said City of Modesto, and that said notice be in substantially the following form.

BOND SALE.

Notice Calling for Sealed

Bids.

By order of the City Council of the City of Modesto in the County of Stanislaus, State of California, sealed bids will be received by the City Clerk of said City at his office in the City Hall, No. 717 - 10th Street, in the said City of Modesto, up to five o'clock P.M. of the 8th day of November, 1911, for the purchase of forty (40) Municipal Improvement Bonds, the same being street intersection improvement bonds of the said City of Modesto, dated the first day of October, 1911, bearing interest at the rate of five (5%) per cent. per annum, payable semi-annually; each of said bonds being of the denomination of seven hundred and fifty dollars (\$750) one of each, in numerical order, beginning with Number One, will be redeemed on the second day of January of each year after date of said bonds (the first thereof to be redeemed on the 2nd day of January, 1912), and the semi-annual installment of interest to be paid thereon at the end of each six months thereafter.

All bids must be accompanied by a check payable to the President of the City Council of the City of Modesto, certified to by a responsible bank for an amount which shall not be less than ten per cent. of the aggregate of the bid accompanying said check.

All bids must be unconditional, and a certified copy of all proceedings had in the matter of holding the special election at which said bonds were voted to be issued, and in relation to the issuance of said bonds, will be furnished to any bidder by the City Clerk of the said City of Modesto on application for the same at his office in the ^{city} City of Modesto or by mail. Each abstract will be accompanied by a written opinion on the validity of said bonds rendered by Messrs. O'Melveny, Stevens & Millikin, Attorneys at Law, Los Angeles, Calif.

The said Council reserves the right to reject any and all bids.

Adopted by the Council of the City of Modesto at a regular meeting held Oct. 11, 1911, by the following vote:

Ayes- Councilmen Moss, Schafer, and Acting Mayor Perley.

Noes- None. Absent- Councilman Swan and Mayor Wren.

Attest: W. O. Thompson, City Clerk.

Approved this 11th day of October, 1911. Geo. Perley, Vice-President of the Council and Acting Mayor.

RESOLUTION NO. 43 N.S.

WHEREAS, C. D. Swan, Commissioner of Public Health and Safety, has applied to this Council for sixty days leave of absence from his duties, with permission to leave the State, and good reason appearing why it should be granted, Therefore:-

BE IT RESOLVED by the Council of the City of Modesto, that said C. D. Swan be, and he is hereby granted a leave of absence for 60 days from the date hereof, with permission to leave the State of California, should he so desire.

Adopted by the Council of the City of Modesto at a regular meeting held on the 11th day of October, 1911, by the following vote:

Ayes- Councilman Moss, Schafer and Acting Mayor Perley.

Noes- None. Absent- Councilman Swan and Mayor Wren.

Attest: W. O. Thompson,

City Clerk.

Approved October 11th, 1911.

G. J. Wren,

Mayor.

RESOLUTION NO. 44 N.S.

BE IT RESOLVED by the Council of the City of Modesto as follows:-

That whereas the said Council did heretofore advertise for sealed bids for the sale of certain bonds of the City of Modesto, to-wit; Forty Bonds of the denomination of \$750.00 each, and

WHEREAS, the said Council did on the 8th day of November 1911, said date being the time fixed for the receiving said bids, as per notice calling for same hereto annexed, open and duly consider certain bids for said bonds.

And whereas, J. H. Adams and Company did put in a bid for the said bonds and did offer for the same the sum of \$30,000 , accrued interest and the additional sum of \$1061.00, and whereas the said sum so bid by said J.H.Adams & Co. was the highest and best bid for the said bonds, and whereas the said sum was the highest and best sum bid for said bonds,

And whereas other bids were received for said bonds, all of which for for less sums than that bid for said bonds by said J. H. Adams & Co.,

Be it resolved that all other bids for said bonds be, and they are hereby rejected, and be it further

Resolved that said bid of J. H. Adams & Co. for said bonds, be and the same is hereby accepted, and the Clerk of this Council is hereby authorized and directed to return to the unsuccessful bidders all checks accompanying their respective bids.

Adopted this 8th day of November, 1911, by the following vote:

Ayes- Councilmen Moss, Perley, Schafer, and Mayor Wren.
Noes- Councilmen None. Absent- Councilman Swan.

Attest: W. O. Thompson, City Clerk.
Approved this 8th day of November, 1911.

G. J. Wren,
Mayor.

RESOLUTION NO. 45 N.S.

Be it Resolved by the Council of the City of Modesto as follows:-

That, whereas, the Board of Trustees of the City of Modesto did heretofore, to-wit: on the 15th day of March 1911, grant to the San Joaquin Valley Electric Railway, a corporation, a franchise, right, right of way and permission to construct, lay down, maintain and operate a standard gauge railway track along and over certain streets in the City of Modesto, and

Whereas, the said San Joaquin Valley Electric Railway, acting under ^{such} permission, did on or about the 10th day of July 1911, proceed to construct a portion of its track along the line of 8th Street in said City of Modesto, and for such purpose did cause to be made an excavation about ten feet in width and about one foot in depth along the center of said street, which said excavation has remained open for about four months, and

Whereas, such excavation has during all of said time interfered and blocked the travel along said street and has made travel along said street dangerous to life and limb, and

Whereas, the said City of Modesto has, through its duly authorized officers, frequently requested said San Joaquin Valley Electric Railway to complete its said track along the line of said street and to put said street in a condition whereby it would be safe for travel, and

Whereas, said San Joaquin Valley Electric Railway has ignored said requests and has taken no steps to complete its track on said street or to fill in said excavation, and whereas it is necessary for the public safety that said excavation be filled up and said street put in a safe condition for travel,-

BE IT RESOLVED, that said excavation is, and the same is hereby declared to be, a menace to the public safety and a nuisance and that the welfare of the public demands that the same be abated without further delay.

Be it further resolved, that the Street Superintendent of said City of Modesto be, and he is hereby directed and instructed to take immediate steps to have said excavation filled up for its entire length and any obstructions placed upon said street by said railway removed.

Adopted at a special meeting held on the 20th day of November, 1911, by the following vote:-

Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

Noes- Councilmen None. Absent- None.

Approved this 20th day of November, 1911.

G. J. Wren,
Mayor.

Attest: W. O. Thompson,

City Clerk.

RESOLUTION NO. 46 N.S.

BE IT RESOLVED by the Council of the City of Modesto as follows:-

That it is the intention of the Council of the said City of Modesto to require sidewalks to be constructed on

G Street from 9th Street to 14th Street,

H Street from 5th Street to 8th Street,

6th Street between H and J Streets on east side thereof.

Be it further resolved and ordered that the property owners along the line of the streets herein mentioned, be notified of such intention and be allowed fifty (50) days from the date of the passage of this resolution within which to construct such side walks, if they so desire, and in case such sidewalks are so constructed in accordance with plans and specifications relating to such sidewalks, the same will be received and accepted in accordance with law, but in case such sidewalks are not so constructed that said Council will proceed to enforce such construction in accordance with law.

Adopted by the Council of the City of Modesto, at a regular meeting held on the 22nd day of November 1911, by the following vote:-

Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

Noes- None. Absent- None.

Attest: W. O. Thompson,
City Clerk.

Approved November, 22nd, 1911.

G. J. Wren,
Mayor.

RESOLUTION NO. 47 N.S.

WHEREAS the contract entered into between the City of Modesto and the La Grange Light & Power Company for the furnishing of light and power to said City will expire on the 31st day of December, 1911, and

WHEREAS, it is necessary that provision be made for the furnishing of light and power for ^{said city for} the year 1912 -

BE IT RESOLVED by the Council of the City of Modesto:-

That the City Clerk be, and he is hereby authorized and directed to publish notice for the time required by law in the Modesto Evening News, calling for sealed proposals for the furnishing of light and power for the City of Modesto for the year 1912.

Adopted by the City Council of the City of Modesto at a regular meeting held on the 13th day of December 1911, by the following vote:

Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

Noes- None. Absent_ None.

Attest: W. O. Thompson,
City Clerk.

Approved December 13th, 1911.

G. J. Wren,
Mayor.

RESOLUTION NO. 48 N.S.

WHEREAS, a map entitled "Sunset Boulevard Addition to the City of Modesto, Subtract No. 1" has been presented to this Council for acceptance

BE IT RESOLVED by the Council of the City of Modesto, that said map be, and the same is hereby accepted and ordered filed in the office of the City Clerk of the said City of Modesto.

Adopted at a regular meeting of the Council of the City of Modesto, on the 27th day of December 1911, by the following vote.

Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

Noes- None. Absent- None.

Attest- W. O. Thompson,
City Clerk.

Approved December 27th, 1911.

G. J. Wren,
Mayor.

RESOLUTION NO. 49 N.S.

WHEREAS, the Council of the City of Modesto did heretofore cause notice to be published calling for sealed proposals for the supplying of light and power to the said City for the year 1912, and

Whereas, the Sierra and San Francisco Power Company, a corporation, did thereafter present and file with the Clerk of said City a sealed proposal for the furnishing of such light and power, and

the said proposal of
Whereas, the Sierra and San Francisco Power Company is the lowest bid made for said lighting and power,

BE IT RESOLVED, That the said bid or proposal of said Sierra & San Francisco Power Company be, and the same is hereby accepted and the Mayor of said City is hereby empowered and directed to execute on behalf of said City, a contract with said Sierra & San Francisco Company for said lighting and power.

Adopted at a regular meeting of the Council of the City of Modesto held on the 27th day of December, 1911, by the following vote:-

Ayes- Councilmen Moss, Perley, Schafer, Swan and Mayor Wren.

Noes- None. Absent- None.

Attest: W. O. Thompson,
City Clerk.

Approved Dec. 27th, 1911,

G. J. Wren,
Mayor.

RESOLUTION NO. 50 N.S.

RESOLUTION RELATING TO THE STORAGE OF FLOOD WATERS.

Modesto, California, Dec.22, 1911.

IT IS RESOLVED:

That the use of all public waters upon lands should be governed by the rules prescribed for the use of such waters upon lands by appropriation, and that no claim to such public waters should be valid, unless such waters are applied to a beneficial use.

That the construction by the Federal or State government of a series of dams in the Sierra Nevada Mountains for the conservation of the flood waters of the San Joaquin, Chowchilla, Fresno, Merced, Tuolumne and Stanislaus Rivers is feasible, and that said waters could be sold by the government to the irrigation districts now in existence and to those districts which would be formed by reasons of the construction of such works.

That the Legislature would do us and the people of the Counties of Madera, Merced, Stanislaus, and San Joaquin, a favor if it will pass a resolution requesting the Federal Congress to cause a survey of such proposed works, and an estimate of the cost and the feasibility thereof, to be made, to the end that the same may be constructed and put in operation by the United States to protect the San Joaquin Valley from such flood waters, and at the same time put such flood waters to a beneficial use, with remunerative returns to the government, provided, the Legislature determines that the State of California is not able to perform the work.

If you will bring this matter before the Legislature, you will do the people of these four Counties a favor.

The Council of the City of Modesto,

G. J. Wren,
Mayor.

W. O. Thompson,
City Clerk.