

ORDINANCE NO. 102.

AN ORDINANCE MAKING IT UNLAWFUL FOR ANY ABLE-BODIED MALE PERSON WITHIN THE CITY OF LODI, BETWEEN THE AGES OF EIGHTEEN AND FIFTY-FIVE YEARS, TO FAIL OR REFUSE TO ENGAGE IN SOME LAWFUL AND USEFUL BUSINESS OR OCCUPATION; PRESCRIBING A PUNISHMENT THEREFOR AND REPEALING ALL PARTS OF ORDINANCES IN CONFLICT HEREWITH.

Be it ordained by the Board of Trustees of the City of Lodi, as follows:

Section 1, It shall be unlawful for any able-bodied male person, between the ages of eighteen and fifty-five years, to fail or refuse to regularly and habitually engage for at least forty (40) hours per week in some lawful, recognized business, profession, occupation or employment whereby he may contribute to the support of himself or those legally dependent upon him.

Section II. Any person violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not to exceed \$150.00, or by imprisonment in the County Jail of the County of San Joaquin or the City Prison of the City of Lodi, not to exceed ⁹⁰~~100~~ days, or by both such fine ^{and} ~~or~~ imprisonment, and as a part of such sentence and punishment such offender shall be, by the trial court, ordered to work not exceeding a period of ^{ninety days} ~~one month~~ upon the public roads or streets of the City of Lodi or upon some other work being done by and under the authority and direction of the municipal authorities of said city.

Any labor so required by judgment of conviction hereunder shall be without pay and shall be done under the direction of the Police Department of the City of Lodi.

Section III. In no case shall the possession by the accused of money, property or income sufficient to support himself and those legally dependent upon him be a defense to any prosecution under the terms of this ordinance.

In no case shall the claim by the accused of the inability to obtain work or employment be a defense to a prosecution hereunder,

unless it shall be proved that the accused had made a bona fide and diligent effort to obtain work or employment and that he had duly registered at the State Employment office in Stockton and that upon a failure to obtain such work or employment, he had thereupon promptly notified the Secretary of the County Council of Defense, or its proper representative, of his inability to obtain work or employment and requested that such work or employment be found for him and that such employment was not found for him.

Section IV. Each week or portion thereof that said person shall continue to fail or refuse to regularly and habitually engage in some lawful, recognized business, profession, occupation or employment, shall constitute a separate offense.

Section V. Any judgment for the performance of labor under and by virtue of the provisions of this ordinance may be suspended by the Court pronouncing the same upon the written request of the Secretary of the County Council of Defense, or its proper representative, or upon the execution of the person convicted, of a bond in the sum of Five Hundred Dollars (\$500), the sureties to be approved by the Court, conditioned to comply with the provisions of this ordinance for six months from the date of such bond. A violation of the condition of such bond shall entitle the City of Lodi to recover the amount of the penalty thereof, and in addition thereto the convicted person shall be required to serve the sentence formerly pronounced against him.

Section VI. In any prosecution hereunder proof that the accused habitually loiters in idleness in streets, roads, depots, poolrooms, hotels, parks, stores or other public places or that he is habitually intoxicated or addicted to the use of narcotic drugs or is a professional gambler, or being able-bodied is supported whole or in part, by the labor of any person or child, is prima facie evidence that such person is not regularly or habitually engaged for at least forty (40) hours per week in some lawful, recognized business, profession, occupation or employment.

Section VII. This ordinance shall not apply to bona fide students, of universities, colleges or high schools, nor to persons engaged in some lawful or useful business in some place other than the City of Lodi and who are in said city temporarily on a business matter, or who

being engaged in some lawful and useful business in some place, other than the City of Lodi, are here temporarily on a vacation.

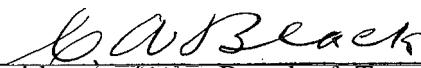
Section VIII. This ordinance is deemed necessary for the immediate preservation of the public peace, health and safety, and a statement of the facts constituting such necessity is as follows,-

The United States is engaged in a war with Germany and Austria-Hungary. Two million of our best and strongest men have gone into the fighting forces. Within a year there may be five million. Maximum production by those who remain at home is absolutely necessary. Every economic factor, including especially man power, must be utilized and made effective. That there are a number of men within the City of Lodi who are doing little or nothing in any way or manner, to contribute toward the winning of the war. They must work or fight.

Section IX. All parts of ordinances in conflict herewith are hereby repealed.

Section X. This ordinance shall be published once in The Lodi Sentinel, a newspaper of general circulation, and for the reason that it is a war measure, as hereinbefore stated, shall take effect from and after its final passage and publication.

I hereby approve and sign the foregoing Ordinance this 22nd day of July, A. D. 1918.



President of the Board of Trustees
of the City of Lodi.

I, H. S. CLARK, City Clerk of the City of Lodi, do hereby certify that the foregoing Ordinance No. 102 was read and introduced for passage at a regular meeting of the Board of Trustees of the City of Lodi, on July 15th, _____, 6. D. 1918, and was thereafter on July 22nd, _____ 1918, duly passed and adopted by the following vote:

Ayes: Trustees Crose, Keeney, Montgomery and Black..

Noes: None.

Absent: Trustee Hale.

And that the said Ordinance was thereafter approved and signed by

the President of the Board of Trustees.

W. S. Blank

City Clerk of the City of Lodi.