

MODESTO CITY COUNCIL
RESOLUTION NO. 84-1

A RESOLUTION ADOPTING FINDINGS THAT EXISTING ZONING CLASSIFICATIONS ARE CONSISTENT WITH THE PUBLIC UTILITIES CODE AND OVERRULING THE AIRPORT LAND USE COMMISSION (ALUC).

WHEREAS, the Stanislaus County Airport Land Use Commission, on August 18, 1983, determined the following with regard to the City of Modesto Zoning Map and its relationship to the Modesto City-County Airport:

The R-2 (Medium Density Residential) and R-3 (Medium High Density Residential) zoning classifications within the jurisdiction of the City of Modesto lying within the "Approach and Transitional Surfaces" of the ALUC planning area are inconsistent with the ALUC Plan,

and

WHEREAS, the inconsistency cited relates to the potential in the R-2 and R-3 zones for the construction of additional dwelling units in a noise sensitive area, and

WHEREAS, Section 1092 of Title 25 of the California Administrative Code provides for the acoustic treatment of dwelling units to be located in a noise impacted area to mitigate interior noise levels, and

WHEREAS, Sections 21670, et seq. of the California Public Utilities Code provides that the City of Modesto may override the Stanislaus County Airport Land Use Commission by a two-thirds vote of the City Council if the proposed action is consistent with the purposes set forth in Section 21670 of said Code.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, that it hereby finds and determines as follows:

1. That a portion of the area shown in shading ("area under transitional surface") on Exhibit "A" attached hereto is potentially subject to noise levels exceeding 65 CNEL due to proximity to the Airport.

2. That feasible structural measures are available to reduce the interior noise level of new units added within the 65 CNEL contour, to below 45 CNEL, and that such measures will be required, under the provisions of Section 1092 of Title 25 of the California Administrative Code, as a condition of obtaining building permits.

BE IT FURTHER RESOLVED that based on the findings set forth above, the zoning classifications of the City of Modesto, as depicted on Exhibit "A" attached hereto, are consistent with the purposes of the California Public Utilities Code as set forth in Section 21670 thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of January 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

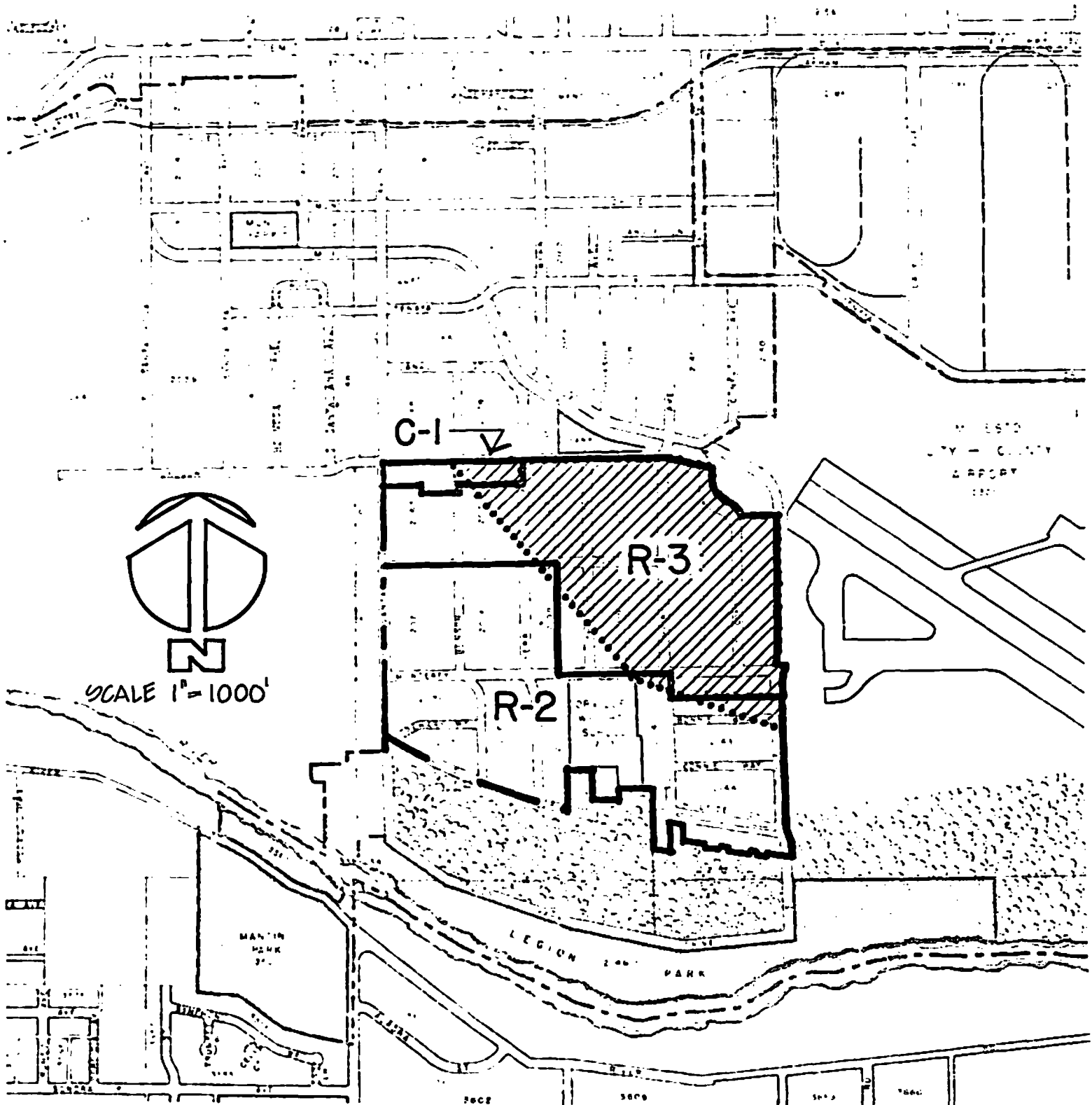
APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY-COUNTY AIRPORT

APPROACH and TRANSITIONAL SURFACES in RELATION to R-2 and R-3 ZONING in the CITY of MODESTO.

 Area under Transitional Surface



MODESTO CITY COUNCIL
RESOLUTION NO. 84-2

A RESOLUTION REJECTING ALL BIDS FOR FURNISHING A CONCESSION SERVICE AT BEYER PARK AND OPENED IN THE OFFICE OF THE CITY CLERK ON OCTOBER 4, 1983, AT 3:20 P.M., AND AUTHORIZING NEW CALL FOR BIDS

WHEREAS, Resolution No. 83-586, adopted by the Council of the City of Modesto on September 13, 1983, approved the plans and specifications for furnishing a concession service at Beyer Park, and authorized the call for bids; and

WHEREAS, the bids received for the furnishing of a concession service at Beyer Park were opened at 3:20 p.m. on October 4, 1983, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, because changes have been made to the specifications reflecting an inspection by the Stanislaus County Health Department, it is the recommendation of staff that all bids be rejected.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that all bids received for the furnishing of a concession service at Beyer Park, and opened in the office of the City Clerk on October 4, 1983, are hereby rejected.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that new call for bids for furnishing a concession service at Beyer Park to be opened January 24, 1984, at 3:00 p.m. is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of January, 1984, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Bright , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-3

A RESOLUTION ACCEPTING THE BID OF MALLOTT'S HONDA-SUZUKI FOR FURNISHING ONE TRAFFIC ENFORCEMENT MOTORCYCLE

WHEREAS, Resolution No. 83-763, adopted by the Council of the City of Modesto on November 15, 1983, approved the plans and specifications for the purchase of one traffic enforcement motorcycle and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of one traffic enforcement motorcycle were opened at 3:00 p.m. on December 13, 1983, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Mallott's Honda-Suzuki in the amount of \$4,825 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Mallott's Honda-Suzuki in the amount of \$4,825 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of January, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Bright, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-4

A RESOLUTION ESTABLISHING A FEE FOR THE ISSUANCE OF A
FIREARMS RANGE PERMIT.

WHEREAS, Section 4-1.1102 of the Modesto Municipal Code authorizes
a fee for the issuance of a Firearms Range Permit, and

WHEREAS, the Council is desirous of establishing a fee to cover
the cost of preparation and issuance of a Firearms Range Permit, and

WHEREAS, the City's Fees Task Force has determined that a fee of
Fifty and no/100ths (\$50.00) Dollars will cover the City's cost of preparation
and issuance of a Firearms Range Permit,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of
Modesto that pursuant to the authorization set forth in Section 4-1.1102 of
the Modesto Municipal Code it hereby establishes an annual Firearms Range
Permit Fee in the amount of Fifty and no/100ths (\$50.00) Dollars.

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 3rd day of January
1984, by Councilmember Lang, who moved its adoption, which motion
being duly seconded by Councilmember Bright, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

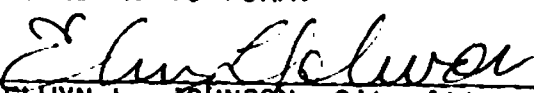
ATTEST:



NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 

ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-5

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE GRANT DEEDS TO THE GREATER MODESTO RELOCATABLE ADMINISTRATION AGENCY FOR THREE SCHOOL SITES.

WHEREAS, in 1977 the City of Modesto established a School Site and Facilities Tax program, and

WHEREAS, as part of said program several school sites were purchased, and

WHEREAS, the City of Modesto still owns and manages three of the school sites pending their development by the appropriate school district, and

WHEREAS, as part of said program the involved school districts have formed the Greater Modesto Relocatable Administration Agency (GMRAA), and

WHEREAS, it has been determined that it would be preferable that title to the three school sites which the City still owns be transferred to the GMRAA for that agency to manage and ultimately transfer to the appropriate school districts when they are ready to proceed with development of the sites,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby authorize the City Manager to execute three grant deeds transferring the following described three school sites to the Greater Modesto Relocatable Administration Agency:

Yosemite Neighborhood School Site

All that real property in the County of Stanislaus, State of California, described as follows:

Parcel B as shown on that certain Parcel Map filed for record on February 4, 1982, in Book 32 of Parcel Maps, Page 103, Stanislaus County Records.

McKinney Colony School Site

All that real property in the County of Stanislaus, State of California, described as follows:

Parcel 2 as shown on the Parcel Map recorded November 13, 1980, in Volume 31 of Parcel Maps, at page 2, Stanislaus County Records; being the Southwest quarter of the Southeast quarter of Section 1, Township 3 South, Range 8 East, Mount Diablo Base and Meridian.

Excepting therefrom mineral, oil and gas rights below 500 feet.

Roselle Neighborhood School Site

All that real property in the County of Stanislaus, State of California, described as follows:

Parcel 2 as per Parcel Map filed May 10, 1983 in Volume 34 of Parcel Maps at page 4 being a division of lots 16, 17, 18 and 19 of Santa Fe Colony as per map filed December 29, 1908, in Volume 4 of Maps at page 12, Stanislaus County Records.

BE IT FURTHER RESOLVED that the three grant deeds shall contain clauses which will automatically revert title back to the City of Modesto should the properties not be used for school purposes.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of January, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *E. L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-6

A RESOLUTION REQUESTING THAT THE SHERWOOD FOREST STREET LIGHTING MAINTENANCE DISTRICT BE DISSOLVED.

WHEREAS, the Sherwood Forest Street Lighting Maintenance District was formed by resolution of the Board of Supervisors of the County of Stanislaus dated January 14, 1957, under The Improvement Act of 1911 (Streets and Highways Code Sections 5000 et seq.), and

WHEREAS, all of the territory of said Sherwood Forest Street Lighting Maintenance District was reorganized and made a part of the City of Modesto as the "Sherwood Forest Area" portion of the McHenry-Dry Creek Municipal Reorganization, which reorganization was effective on September 1, 1983, and

WHEREAS, Section 5851 of the Streets and Highways Code provides:

"If the whole district is so included within one city, the district shall continue in existence for all purposes until a copy of a resolution adopted by the city requesting dissolution of the district or requesting transfer of jurisdiction over the district and the funds of the district to the city is filed with the board of supervisors whereupon the district shall be dissolved or jurisdiction over the district shall be transferred by resolution of the board of supervisors to the city, as requested by the resolution adopted by the city, and such funds shall be paid to the treasurer of that city and administered by the legislative body of the city for the benefit of the district."

and

WHEREAS, the City of Modesto desires that said Sherwood Forest Street Lighting Maintenance District be dissolved.

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

1. That a description of the territory which comprises said Sherwood Forest Street Lighting Maintenance District is attached hereto as Exhibit "A" and made a part hereof.

2. That a description of the territory which comprises said "Sherwood Forest Area" of the McHenry-Dry Creek Municipal Reorganization is attached hereto as Exhibit "B" and made a part hereof.

3. That it is hereby requested that said Sherwood Forest Street Lighting Maintenance District be dissolved, said dissolution to be effective upon the filing of this resolution with the Board of Supervisors of the County of Stanislaus, and the adoption by the Board of Supervisors of a resolution dissolving said District and transferring the funds of said District to the City of Modesto, as provided in Section 5851 of the Streets and Highways Code.

4. That the City Clerk is hereby directed to file certified copies of this resolution with the Board of Supervisors of the County of Stanislaus, the State Board of Equalization, and the Assessor of the County of Stanislaus.

5. That the City Clerk is hereby directed to record a certified copy of this resolution with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of January, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Bright, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By *R. J. [Signature]*
Engineering Services Department

the Northwest corner of the Southwest quarter of Section 9, Township 36 North, Range 7 East, 4. S. 1. E. 4. N. and more particularly as described as follows, to wit:

BEGINNING at the Northwest corner of the Southwest quarter of said Southwest quarter of Section 9, said point also being on the centerline of the State Highway, 50 feet in width, known as McHenry Avenue; thence along the East-West quarter quarter line through said Southwest quarter of Section 9, South $89^{\circ} 23' 20''$ East 25.01 feet to a point on the East line of said McHenry Avenue and the true point of beginning of this description; thence running along said East line of McHenry Avenue South $0^{\circ} 47' 30''$ East 30.01 feet; thence South $89^{\circ} 23' 20''$ East 35.38 feet to the point of tangency of a curve to the right having a radius of 640 feet; thence along the arc of said curve through a central angle of $11^{\circ} 41' 20''$ for a distance of 130.57 feet; thence parallel with said East line of McHenry Avenue South $0^{\circ} 47' 30''$ East 284.69 feet; thence South $44^{\circ} 53'$ West 13.97 feet; thence North $89^{\circ} 23' 20''$ West 154.71 feet to a point on said East line of McHenry Avenue; thence along said last named line South $0^{\circ} 47' 30''$ East 20.01 feet to the Southwesterly corner of parcel conveyed to F. G. Harris, et ux., by Instrument No. 2090-1949; thence parallel with said East-West quarter quarter line South $89^{\circ} 23' 20''$ East 154.71 feet; thence South $45^{\circ} 05' 06''$ East 14.32 feet; thence South $0^{\circ} 47' 30''$ East 40.00 feet to a point on the Northerly line of parcel conveyed to James Crocco, et ux., by Instrument No. 1744-1941; thence along said Northerly line of Crocco property South $89^{\circ} 23' 20''$ East 1129.04 feet to a point on the North-East quarter quarter line through said Southwest quarter of Section 9; thence along said last named line South $0^{\circ} 47'$ East 695.13 feet to a point on the North line of the County Road, 64 feet in width known as Rumble Road, said point also being 20 feet northerly at right angles from the South line of said Section 9; thence along said North line of Rumble Road South $89^{\circ} 30'$ East 400.72 feet; thence North $0^{\circ} 30'$

the portion of the Southwest quarter of Section 9, Township 36 North, Range 3 East, 4. S. 1. E. 4. and hereinafter more fully described as follows, to wit:

COMMENCING at the Northwest corner of the Southwest quarter of said Southwest quarter of Section 9, said point also being on the centerline of the State Highway, 50 feet in width, known as McHenry Avenue; thence along the East-West quarter quarter line through said Southwest quarter of Section 9, South 89° 23' 20" East 25.01 feet to a point on the East line of said McHenry Avenue and the true point of beginning of this description; thence running along said East line of McHenry Avenue South 0° 47' 30" East 30.01 feet; thence South 89° 23' 20" East 35.38 feet to the point of tangency of a curve to the right having a radius of 640 feet; thence along the arc of said curve through a central angle of 11° 41' 20" for a distance of 130.57 feet; thence parallel with said East line of McHenry Avenue South 0° 47' 30" East 284.69 feet; thence South 44° 53' West 13.97 feet; thence North 89° 23' 20" West 154.71 feet to a point on said East line of McHenry Avenue; thence along said last named line South 0° 47' 30" East 20.01 feet to the Southwesterly corner of parcel conveyed to F. G. Harris, et ux., by Instrument No. 2090-1949; thence parallel with said East-West quarter quarter line South 89° 23' 20" East 154.71 feet; thence South 45° 05' 06" East 14.32 feet; thence South 0° 47' 30" East 40.00 feet to a point on the Northerly line of parcel conveyed to James Crocco, et ux., by Instrument No. 1744-1941; thence along said Northerly line of Crocco property South 89° 23' 20" East 1129.04 feet to a point on the North-South quarter quarter line through said Southwest quarter of Section 9; thence along said last named line South 0° 47' East 625.12 feet to a point on the North line of the County Road, 64 feet in width known as Rumble Road, said point also being 20 feet northerly at right angles from the South line of said Section 9; thence along said North line of Rumble Road South 89° 30' East 422.73 feet; thence North 0° 30' East 98.00 feet; thence South 89° 30' East 204.00 feet; thence North 84° 54' East 195.04 feet; thence South 47° 37' East 13.60 feet; thence South 0° 46' East 4.13 feet to a point on the North line of said Rumble Road, said point being 30.01 feet Northerly at right angles from the South line of said Section 9; thence parallel with and 30 feet North of said South line of Section 9, South 89° 30' East 14.00 feet to a point on the North-South quarter line of said Section 9; thence along said quarter section line North 0° 46' West 1320.27 feet to the Northeast corner of the Southeast quarter of said Southwest quarter of Section 9; thence along the Northerly line of said Southeast quarter of the Southwest quarter North 89° 23' 20" West 1318.01 feet to the Northwest corner thereof; thence along the North-South quarter quarter line North 0° 47' West 20.01 feet; thence parallel with and 20 feet northerly at right angles from said East-West quarter quarter line through the Southwest quarter North 89° 23' 20" West 659.17 feet; thence South 0° 47' 30" East 104.47 feet to the point of intersection with a curve of radius 500 feet concave to the Northeast, the tangent to said curve at the point of intersection bearing North 69° 37' 20" West; thence along the arc of said last named curve Northwesterly through a central angle of 8° 34' 50" a distance of 74.82 feet to the point of tangency of a curve to the left of radius of 700 feet; thence along the arc of said curve of radius 700 feet through a central angle of 18° 39' for a distance of 227.85 feet to a point lying Northerly at right angles 20 feet from said East-West quarter quarter line through the Southwest quarter, the tangent to said curve at said point bearing North 79° 41' 30" West; thence parallel with and 20 feet Northerly at right angles from said East-West quarter quarter line North 89° 23' 20" West 154.51 feet to a point on the East line of said McHenry Avenue; thence along said East line of McHenry Avenue South 0° 47' 30" East 20.01 feet to the true point of beginning.

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CITY OF MODESTO

MCHENRY-DRY CREEK MUNICIPAL REORGANIZATION

(Sherwood Forest Area)

All that real property in the State of California, County of Stanislaus, being a portion of the Southwest quarter of Section 9, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Northwestern corner of the HARTE TRACT ADDITION (223), as per description filed October 18, 1968, as Instrument 33012, Stanislaus County Records, said point being on the most Eastern boundary of the CROCCO ADDITION (171), as per description filed March 17, 1965, as Instrument 10620, Stanislaus County Records;

1. thence along the existing City Limits on said Eastern boundary of ADDITION (171), North $00^{\circ}47'00''$ West, 895.13 feet, to the Northeastern corner of ADDITION (171);
2. thence continuing along the existing City Limits on the Northern boundary of ADDITION (171), North $89^{\circ}23'20''$ West, 1129.00 feet, to a Southeastern corner of the MCHENRY ADDITION (241), as per description filed October 9, 1969, as Instrument 33951, Stanislaus County Records;
3. thence continuing along the existing City Limits on the Eastern line of ADDITION (241), North $00^{\circ}47'30''$ West, 395.50 feet, to the Northeastern corner of ADDITION (241), said point also being the Southwestern corner of the NORTHUMBERLAND DRIVE GOVERNMENTAL REORGANIZATION (435), as per description filed April 15, 1981, as Instrument 61596, Stanislaus County Records, said point being also the center line of 60.00 foot Robin Hood Drive;
4. thence continuing along the existing City Limits on a Southern line of GOVERNMENTAL REORGANIZATION (435), said line being a non-tangent curve concave to the Southwest, having a Radius of 670.00 feet, a Central Angle of $17^{\circ}15'15''$ and an Arc Length of 201.77 feet, to a point of reverse curvature from which point a radial line bears North $28^{\circ}57'30''$ East;
5. thence continuing along the existing City Limits along said Southerly boundary of GOVERNMENTAL REORGANIZATION (435), on said reverse curve concave to the Northeast, having a Radius of 530.00 feet, a Central Angle of $10^{\circ}59'12''$ and an Arc Length of 101.63 feet, to the most Southerly corner of GOVERNMENTAL REORGANIZATION (435), from which point a radial line bears North $17^{\circ}58'18''$ East;
6. thence continuing along the existing City Limits on an Eastern line of GOVERNMENTAL REORGANIZATION (435), and the center line of a 20.00 foot alley, North $00^{\circ}47'30''$ West, 129.80 feet;

7. thence continuing along the existing City Limits on a Southern line of GOVERNMENTAL REORGANIZATION (435), and the center line of a 20.00 alley, South $89^{\circ}23'20''$ East, 190.32 feet, to the Southeastern corner of GOVERNMENTAL REORGANIZATION (435);
8. thence leaving the existing City Limits and continuing along the center line of the East-West alley in Block 12321 of the SHERWOOD FOREST Subdivision, as per map filed August 13, 1956 in Volume 18 of Maps, Page 56, Stanislaus County Records, South $89^{\circ}23'20''$ East, 658.94 feet, to a point on the center line of 60.00 foot Doncaster Lane and a point on the Western line of the SHERWOOD FOREST NO. 2 ADDITION (451), as per description filed June 21, 1982, as Instrument 28536, Stanislaus County Records;
9. thence along the existing City Limits on said Western line of ADDITION (451), South $00^{\circ}47'00''$ East, 10.01 feet, to the Southwestern corner of ADDITION (451);
10. thence continuing along the existing City Limits on the Southern line of ADDITION (451), and the Northern line of said Sherwood Forest Subdivision, South $89^{\circ}23'20''$ East, 1318.76 feet, to a point on the Western line of the CLAREMONT NO. 2 ADDITION (275), as per description filed August 4, 1971, as Instrument 29023, Stanislaus County Records;
11. thence continuing along the existing City Limits on said Western line of ADDITION (275), South $00^{\circ}46'00''$ East, 159.54 feet, to the Northwestern corner of the CRESTWOOD TERRACE NO. 2 ADDITION (162), as per description filed March 24, 1964, as Instrument 11958, Stanislaus County Records;
12. thence continuing along the existing City Limits on the Western line of ADDITION (162), South $00^{\circ}46'00''$ East, 1161.05 feet, to the Southwestern corner of ADDITION (162), and a point on the Northern line of the SHERWOOD MANOR ADDITION (94), as per description filed July 15, 1959, as Instrument 20526, Stanislaus County Records;
13. thence continuing along the existing City Limits on said Northern line of ADDITION (94), North $89^{\circ}30'00''$ West, 464.42 feet, to the Northwestern corner of ADDITION (94), and a point on the Eastern line of said HARTE TRACT ADDITION (223);
14. thence continuing along the existing City Limits on said Eastern line of ADDITION (223), North $00^{\circ}39'30''$ West, 20.00 feet, to the Northeastern corner of ADDITION (223);
15. thence continuing along the existing City Limits on the Northern line of ADDITION (223), said line being the Northern line of East Rumble Road, North $89^{\circ}30'00''$ West, 854.23 feet, to the point of beginning, containing 49.993 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 84-7

A RESOLUTION DISSOLVING THE HARTMAN HIGHLANDS
LIGHTING DISTRICT OF STANISLAUS COUNTY.

WHEREAS, the Hartman Highlands Lighting District of Stanislaus County was formed by resolution of the Board of Supervisors of the County of Stanislaus dated May 25, 1965, under the Highway Lighting District Act (Streets and Highways Code Sections 19000 et seq.), and

WHEREAS, the territory comprising said Hartman Highlands Lighting District of Stanislaus County was reorganized and made a part of the City of Modesto as the "Lincoln Estates-Wycliffe" portion of the McHenry-Dry Creek Municipal Reorganization, which reorganization was effective on September 1, 1983, and

WHEREAS, Section 19270 of the Streets and Highways Code provides:

"Upon the inclusion of all of the territory embraced in any highway lighting district within one or more incorporated cities, either by annexation proceedings or by the incorporation of the cities, the district may be dissolved. Such dissolution shall be effective upon the filing with the State Board of Equalization, the governing body of the district, and the county assessor of a copy of a resolution of the legislative body of the city, or of a joint resolution of the legislative bodies of all the cities, declaring the district dissolved. The remaining unencumbered funds of the district shall be distributed and administered as provided in this chapter. No tax or assessment shall be levied after dissolution.

Any one city may withdraw its territory from the district in the manner provided by Section 19290."

and

WHEREAS, the City of Modesto desires to dissolve the Hartman Highlands Lighting District of Stanislaus County.

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

1. That the territory which comprises the Hartman Highlands Lighting District of Stanislaus County consists of all that certain property situate in the City of Modesto, County of Stanislaus, State of California, the description of which is attached hereto as Exhibit "A" and incorporated herein by reference.

2. That a map indicating the boundaries of said Hartman Highlands Lighting District of Stanislaus County is attached hereto as Exhibit "B" and incorporated herein by reference.

3. That the territory which comprises said Lincoln Estates-Wycliffe portion of the McHenry-Dry Creek Municipal Reorganization consists of all that certain property situate in the City of Modesto, County of Stanislaus, State of California, the description of which is attached hereto as Exhibit "C" and incorporated herein by reference.

4. That a map indicating the boundaries of said Lincoln Estates-Wycliffe portion of the McHenry-Dry Creek Municipal Reorganization is attached hereto as Exhibit "D" and incorporated herein by reference.

5. That the Hartman Highlands Lighting District of Stanislaus County is hereby dissolved, said dissolution to be effective upon the filing of this resolution with the State Board of Equalization, the governing body of the District and the Assessor of Stanislaus County.

6. That the City Clerk is hereby directed to file certified copies of this resolution with the State Board of Equalization, the governing board of the District, and the Assessor of Stanislaus County.

7. That the City Clerk is hereby directed to record a certified copy of this resolution with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of January, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Bright, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By *[Signature]*
Engineering Services Department

that the territory comprising said Hartman Highlands Lighting District consists of all that real property situate in the County of Stanislaus, State of California, bounded and described as follows:

A portion of the Southwest quarter of Section 24, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

COMMENCING at the quarter section corner common to Section 24 and 25, Township 3 South, Range 9 East, and running thence South $89^{\circ} 21'$ West 1461.97 feet to a point on the South line of said Section 24; thence North $0^{\circ} 59'$ West 358.71 feet to a point on the centerline of Dry Creek and the point of beginning of the land hereby described; thence continuing North $0^{\circ} 59'$ West 789.23 feet to a 4" x 4" post in the South line of a 50 foot County Road; thence along the Southerly line of said road South $75^{\circ} 25' 30''$ West 851.62 feet to the Northeast corner of premises conveyed to A. B. Stark, et ux by Deed dated December 7, 1953 and recorded December 9, 1953 in Volume 1186 of Official Records, at page 502, as Instrument No. 30586; thence South $0^{\circ} 43' 30''$ East along the East line of said Stark land, 446.29 feet to a point on the centerline of Dry Creek; thence along said centerline, the following courses and distances: North $86^{\circ} 54'$ East 73.128 feet, South $77^{\circ} 38'$ East 206.05 feet, North $87^{\circ} 47' 30''$ East 49.70 feet, South $67^{\circ} 03'$ East 111.21 feet, South $73^{\circ} 48'$ East 83.49 feet, South $82^{\circ} 22'$ East 226.12 feet and North $86^{\circ} 28'$ East 101.84 feet to the point of beginning.

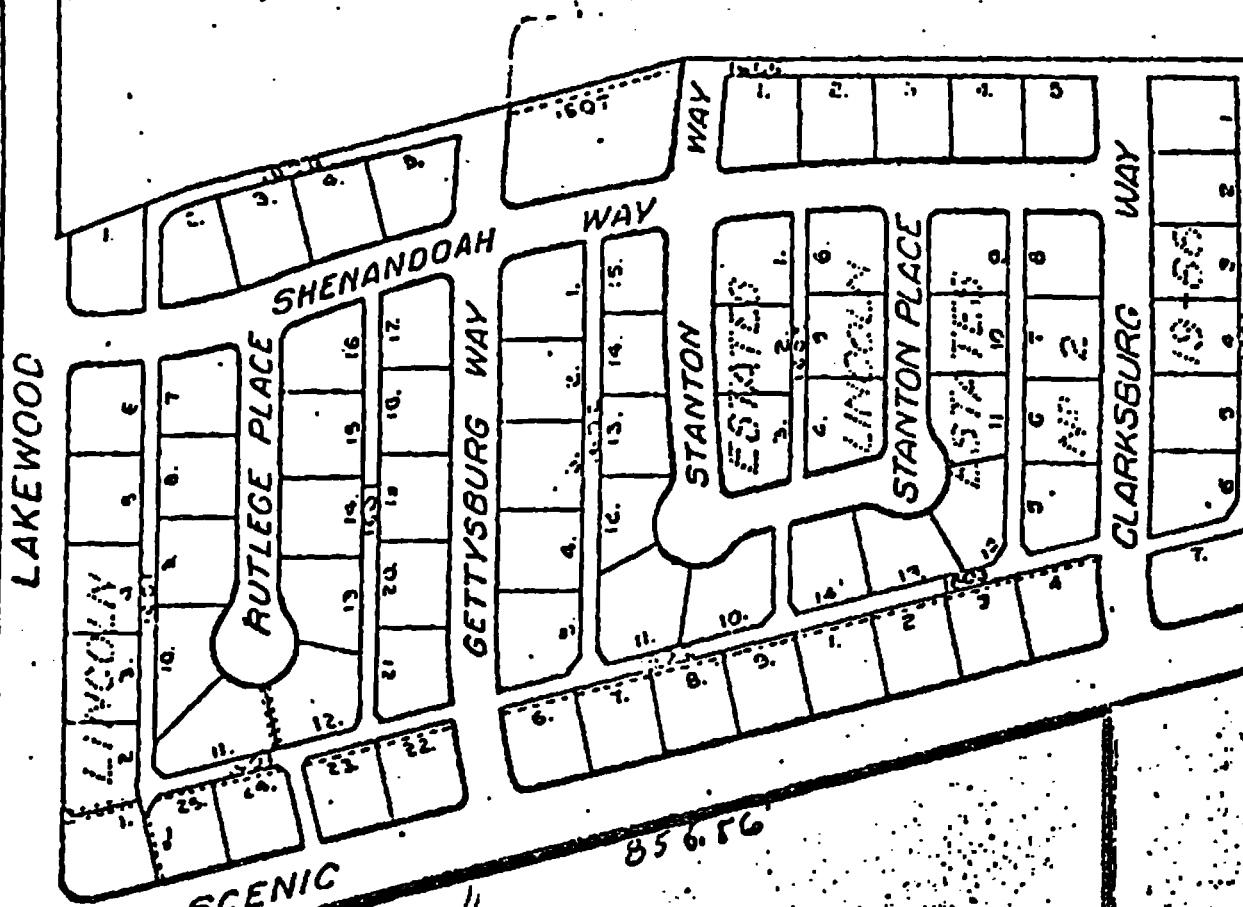
and

BE IT FURTHER RESOLVED that attached hereto, marked Exhibit A, and made a part hereof, is a map or plat indicating the boundaries herein and hereby established of said Hartman Highlands Lighting District of Stanislaus County;

and

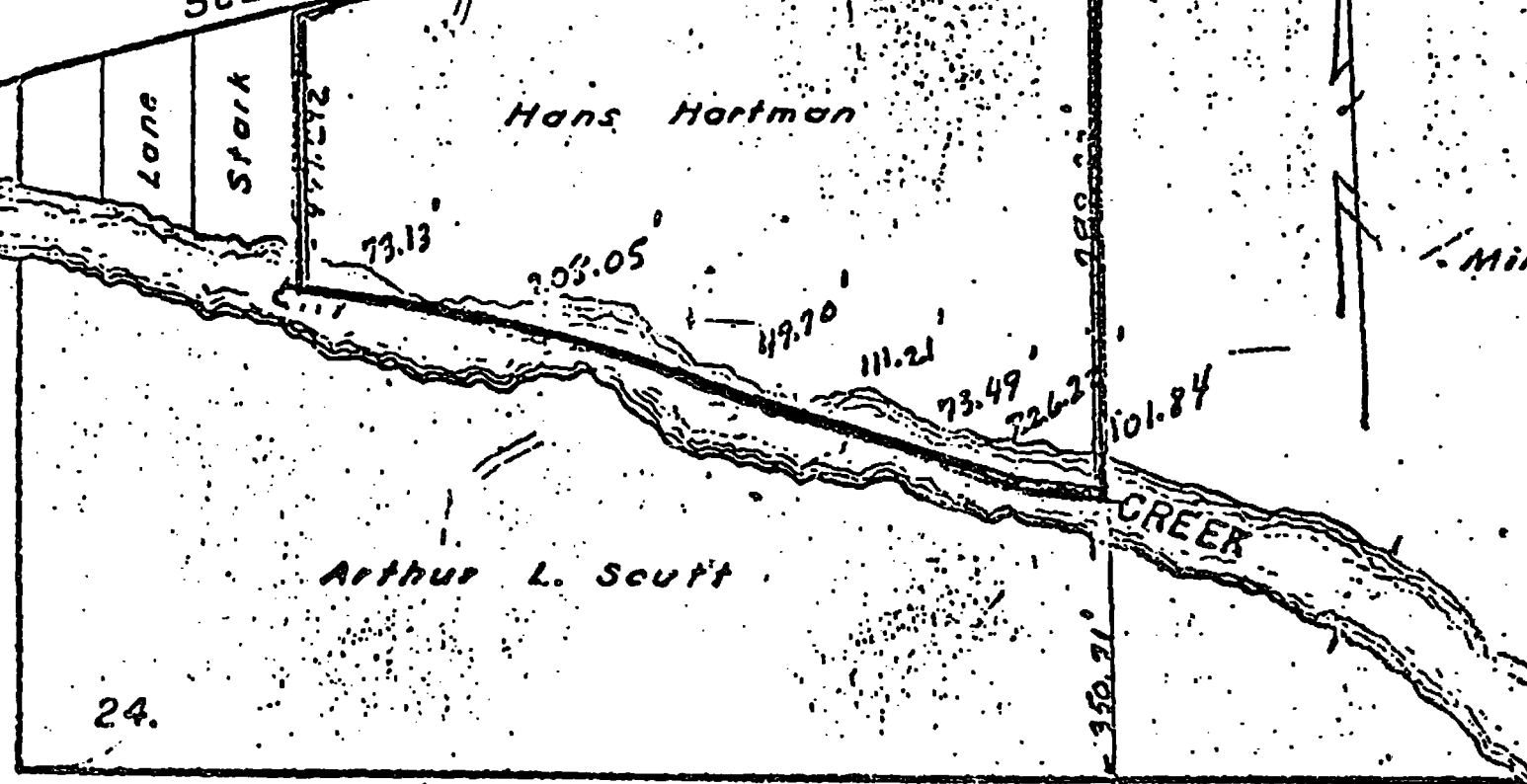
BE IT FURTHER RESOLVED that the Clerk of this Board of Supervisors is hereby directed to file, on or before January 1, 1966, with the State Board of Equalization and with the Assessor of Stanislaus County, and to record with the Recorder of Stanislaus County, certified copies of this

SEC. 24-3-9



T. W. Seybo

SCENIC 856.86



23.

24.

26.

25

THIS IS NOT A SURVEY OF THE LAND BUT IS COMPILED FOR INFORMATION ONLY FROM DATA SHOWN BY OFFICIAL RECORDS

Exhibit "B"

All that real property in the State of California, County of Stanislaus, being a portion of the Southeast quarter of Section 23, the South one-half of Section 24 and the North one-half of Section 25, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Southwestern corner of the CLAUS-DRY CREEK GOVERNMENTAL REORGANIZATION (415), as per description filed April 4, 1980, as Instrument 62872, Stanislaus County Records, said point being on the East line of said Section 24 and the center line of Claus Road;

1. thence along the existing City Limits on the Western line of said GOVERNMENTAL REORGANIZATION (415), North $00^{\circ}47'00''$ West, 231.32 feet, to the Southeastern corner of the SCENIC-CLAUS ADDITION (399), as per description filed May 7, 1979, as Instrument 70628, Stanislaus County Records;
2. thence continuing along the existing City Limits on the Southern boundary of said ADDITION (399) and the center line of Scenic Drive, the following bearings and distances, South $89^{\circ}13'00''$ West, 20.00 feet;
3. thence Westerly along a tangent curve concave to the South, having a Radius of 145.10 feet, a Central Angle of $18^{\circ}23'00''$ and an Arc Length of 46.56 feet;
4. thence South $70^{\circ}50'00''$ West, 245.91 feet;
5. thence Westerly along a tangent curve concave to the Northwest, having a Radius of 350.00 feet, a Central Angle of $17^{\circ}57'30''$ and an Arc Length of 109.70 feet;
6. thence North $01^{\circ}12'30''$ West, 5.00 feet;
7. thence South $88^{\circ}48'00''$ West, 769.86 feet, to a Southeastern corner of the SPRING CREEK ADDITION (325), as per description filed January 15, 1975, as Instrument 26879, Stanislaus County Records;
8. thence continuing along the existing City Limits on the Southern boundary of said ADDITION (325) and the center line of Scenic Drive, the following bearings and distances, South $88^{\circ}48'00''$ West, 114.87 feet;
9. thence North $85^{\circ}05'00''$ West, 493.32 feet;
10. thence South $86^{\circ}14'30''$ West, 330.69 feet;

12. thence South 59°15'30" West, 304.65 feet;
13. thence South 45°30'00" West, 129.51 feet;
14. thence South 74°13'20" West, 161.82 feet;
15. thence South 87°55'00" West, 87.63 feet, to a Southeastern corner of the ORANGEBURG-LILLIAN ADDITION (302), as per description filed March 22, 1973, as Instrument 40448, Stanislaus County Records;
16. thence continuing along the existing City Limits on a Southern line of said ADDITION (302) and the center line of Scenic Drive, South 87°55'00" West, 327.34 feet, to a Southwestern corner of ADDITION (302);
17. thence continuing along the existing City Limits on a Western line of said ADDITION (302), North 00°52'10" West, 1337.33 feet, to the Northeastern corner of LINCOLN ESTATES NO. 4 SUBDIVISION, as per map filed July 28, 1965, in Volume 21 of Maps, Page 14, Stanislaus County Records, and a point on a Southern line of ADDITION (302);
18. thence continuing along the existing City Limits on said Southern line of ADDITION (302), South 89°20'20" West, 645.26 feet, to a Southwestern corner of ADDITION (302) and the Southeastern corner of the ORANGEBURG-LAKEWOOD ADDITION (328), as per description filed February 24, 1975, as Instrument 32476, Stanislaus County Records;
19. thence continuing along the existing City Limits on the Southern line of said ADDITION (328), South 89°20'20" West, 1309.25 feet, to the Southwestern corner of ADDITION (328) and the Southeastern corner of the LAKEWOOD NO. 1 ADDITION (292), as per description filed June 9, 1972, as Instrument 23377, Stanislaus County Records;
20. thence continuing along the existing City Limits on a Southern line of said ADDITION (292), South 89°47' West, 656.99 feet, to a Southwestern corner of ADDITION (292), and a Southeastern corner of the ORANGEBURG-SONOMA ADDITION (299), as per description filed October 27, 1972, as Instrument 17572, Stanislaus County Records;
21. thence continuing along the existing City Limits on a Southern line of said ADDITION (292), South 89°47' West, 123.86 feet, to a Northeastern corner of the SCENIC-LAKEWOOD ADDITION (332), as per description filed May 30, 1975, as Instrument 46313, Stanislaus County Records;

- distances, South 00°59' East, 446.29 feet;
23. thence North 89°47' East, 730.85 feet, to the center line of Lakewood Avenue;
 24. thence along said center line of Lakewood Avenue, South 00°59' East, 166.02 feet;
 25. thence South 89°48'20" West, 190.00 feet;
 26. thence South 00°59' East, 415.74 feet;
 27. thence South 68°27'21" West, 144.52 feet, to a Northeastern corner of the SCENIC-LAKWOOD NO. 2 ADDITION (374), as per description filed June 23, 1978, as Instrument 81725, Stanislaus County Records;
 28. thence continuing along the existing City Limits on the boundary of said ADDITION (374), the following bearings and distances, South 00°59' East, 385.57 feet;
 29. thence North 88°18' East, 325.32 feet, to said center line of Lakewood Avenue;
 30. thence South 00°59' East, 324.25 feet;
 31. thence South 77°47'15" West, 601.90 feet;
 32. thence South 50°22'28" West, 250.68 feet, to a Northeastern corner of the SCENIC BEND NO. 2 GOVERNMENTAL REORGANIZATION (425), as per description filed July 3, 1980, as Instrument 721, Stanislaus County Records;
 33. thence continuing along the existing City Limits on a Southeastern line of said GOVERNMENTAL REORGANIZATION (425), South 29°39'49" West, 583.62 feet, to an Eastern corner of the SCENIC BEND ADDITION (359), as per description filed August 31, 1977 as Instrument 15057, Stanislaus County Records;
 34. thence continuing along the existing City Limits on a Southeastern line of said ADDITION (359), South 29°39'49" West, 81.92 feet, to a Northwestern corner of the LINCOLN NO. 3 ADDITION (340), as per description filed February 4, 1976, as Instrument 35053, Stanislaus County Records;
 35. thence continuing along the existing City Limits on the boundary of said ADDITION (340), the following bearings and distances, North 89°46'30" East, 174.07 feet, to the center line of Dry Creek;
 36. thence along the center line of Dry Creek, North 26°03'20" East, 151.95 feet;

34°09'20" East, 77.77 feet, to a northwestern corner of the DRY CREEK PARK NO. 2 ADDITION (293), as per description filed June 30, 1972, as Instrument 26860, Stanislaus County Records;

38. thence continuing along the existing City Limits on the boundary of said ADDITION (293) and the center line of Dry Creek, the following bearings and distances, North 29°39'15" East, 30.01 feet;
39. thence North 34°20'00" East, 125.00 feet;
40. thence North 57°30'00" East, 155.00 feet;
41. thence North 65°10'00" East, 262.00 feet;
42. thence North 69°47'39" East, 188.72 feet;
43. thence South 87°32'00" East, 167.24 feet;
44. thence South 87°09'30" East, 216.88 feet;
45. thence South 67°34'30" East, 154.51 feet;
46. thence North 85°54'00" East, 73.13 feet;
47. thence South 77°38'00" East, 206.05 feet;
48. thence North 87°47'30" East, 49.70 feet;
49. thence South 67°03'00" East, 111.21 feet;
50. thence South 73°48'00" East, 83.48 feet;
51. thence South 82°22'00" East, 226.12 feet;
52. thence North 86°28'00" East, 101.84 feet;
53. thence leaving the center line of Dry Creek and along the boundary of ADDITION (293), South 00°58'28" East, 361.46 feet;
54. thence along a Northern line of ADDITION (293) and the South line of said Section 24, North 89°19'27" East, 710.06 feet, to the center line of Dry Creek;
55. thence continuing along the boundary of ADDITION (293) and the center line of Dry Creek, the following bearings and distances, South 58°38'55" East, 291.72 feet;
56. thence South 67°28'49" East, 73.30 feet;
57. thence South 59°43'19" East, 101.10 feet;

59. thence North $66^{\circ}17'08''$ East, 152.36 feet, to a Northwestern corner of LINCOLN NO. 2 ADDITION (324), as per description filed November 19, 1974, as Instrument 19676, Stanislaus County Records;
60. thence continuing along the existing City Limits on a Northwestern line of said ADDITION (324), North $54^{\circ}00'52''$ East, 244.37 feet, to a Northwestern corner of ADDITION (324) and a point on the Northern line of said Section 25;
61. thence leaving the existing City Limits and along the center line of Dry Creek, the following bearings and distances, North $64^{\circ}55'$ East, 180.00 feet;
62. thence North $32^{\circ}29'30''$ East, 308.77 feet;
63. thence North $12^{\circ}50'50''$ West, 58.46 feet;
64. thence West, 32.00 feet;
65. thence North $18^{\circ}30''$ West, 141.83 feet;
66. thence North $40^{\circ}18'20''$ West, 109.76 feet;
67. thence North $29^{\circ}52'$ West, 532.18 feet;
68. thence North $21^{\circ}52'30''$ West, 144.93 feet;
69. thence North $45^{\circ}00'$ East, 76.37 feet;
70. thence North $09^{\circ}56'$ East, 67.00 feet;
71. thence Easterly along the center line of Dry Creek to the point of beginning, containing 165.5 Acres, more or less.

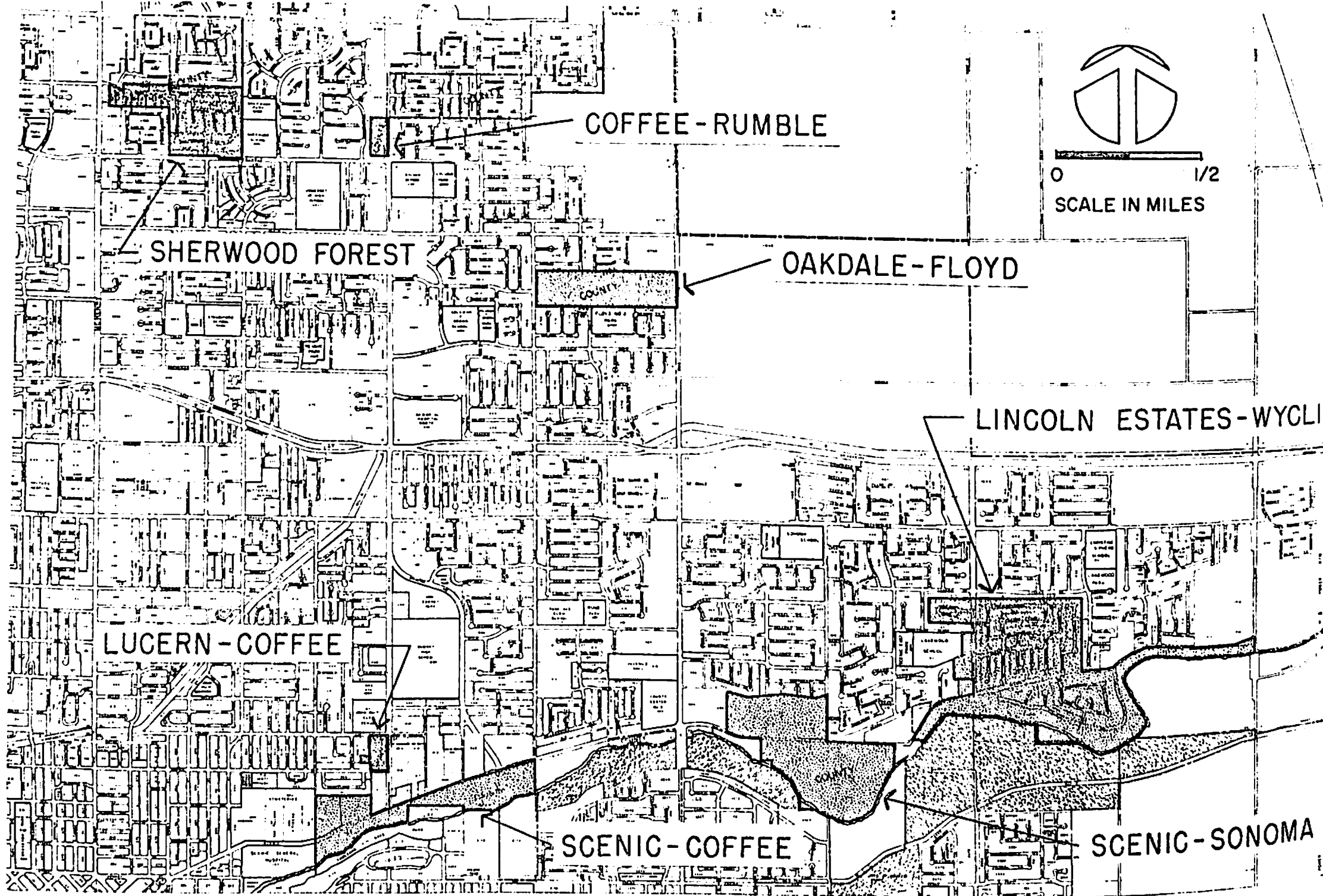


EXHIBIT D

CITY OF MODESTO

MCHENRY-DRY CREEK MUNICIPAL REORGANIZATION

435 284 ACRES

MODESTO CITY COUNCIL
RESOLUTION NO. 84-8

A RESOLUTION DISSOLVING THE KINGSBURY PARK
LIGHTING DISTRICT OF STANISLAUS COUNTY.

WHEREAS, the Kingsbury Park Lighting District of Stanislaus County was formed by resolution of the Board of Supervisors of the County of Stanislaus dated October 10, 1967, under the Highway Lighting District Act (Streets and Highways Code Sections 19000 et seq.), and

WHEREAS, the territory comprising said Kingsbury Park Lighting District of Stanislaus County was reorganized and made a part of the City of Modesto as the "Lincoln Estates-Wycliffe" portion of the McHenry-Dry Creek Municipal Reorganization, which reorganization was effective on September 1, 1983, and

WHEREAS, Section 19270 of the Streets and Highways Code provides:

"Upon the inclusion of all of the territory embraced in any highway lighting district within one or more incorporated cities, either by annexation proceedings or by the incorporation of the cities, the district may be dissolved. Such dissolution shall be effective upon the filing with the State Board of Equalization, the governing body of the district, and the county assessor of a copy of a resolution of the legislative body of the city, or of a joint resolution of the legislative bodies of all the cities, declaring the district dissolved. The remaining unencumbered funds of the district shall be distributed and administered as provided in this chapter. No tax or assessment shall be levied after dissolution.

Any one city may withdraw its territory from the district in the manner provided by Section 19290."

and

WHEREAS, the City of Modesto desires to dissolve the Kingsbury Park Lighting District of Stanislaus County.

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

1. That the territory which comprises the Kingsbury Park Lighting District of Stanislaus County consists of all that certain property situate in the City of Modesto, County of Stanislaus, State of California, the description of which is attached hereto as Exhibit "A" and incorporated herein by reference.

2. That a map indicating the boundaries of said Kingsbury Park Lighting District of Stanislaus County is attached hereto as Exhibit "B" and incorporated herein by reference.

3. That the territory which comprises the Lincoln Estates-Wycliffe portion of the McHenry-Dry Creek Municipal Reorganization consists of all that certain property situate in the City of Modesto, County of Stanislaus, State of California, the description of which is attached hereto as Exhibit "C" and incorporated herein by reference.

4. That a map indicating the boundaries of said Lincoln Estates-Wycliffe portion of the McHenry-Dry Creek Municipal Reorganization is attached hereto as Exhibit "D" and incorporated herein by reference.

5. That the Kingsbury Park Lighting District of Stanislaus County is hereby dissolved, said dissolution to be effective upon the filing of this resolution with the State Board of Equalization, the governing body of the District and the Assessor of Stanislaus County.

6. That the City Clerk is hereby directed to file certified copies of this resolution with the State Board of Equalization, the governing board of the District, and the Assessor of Stanislaus County.

7. That the City Clerk is hereby directed to record a certified copy of this resolution with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of January, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Bright, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

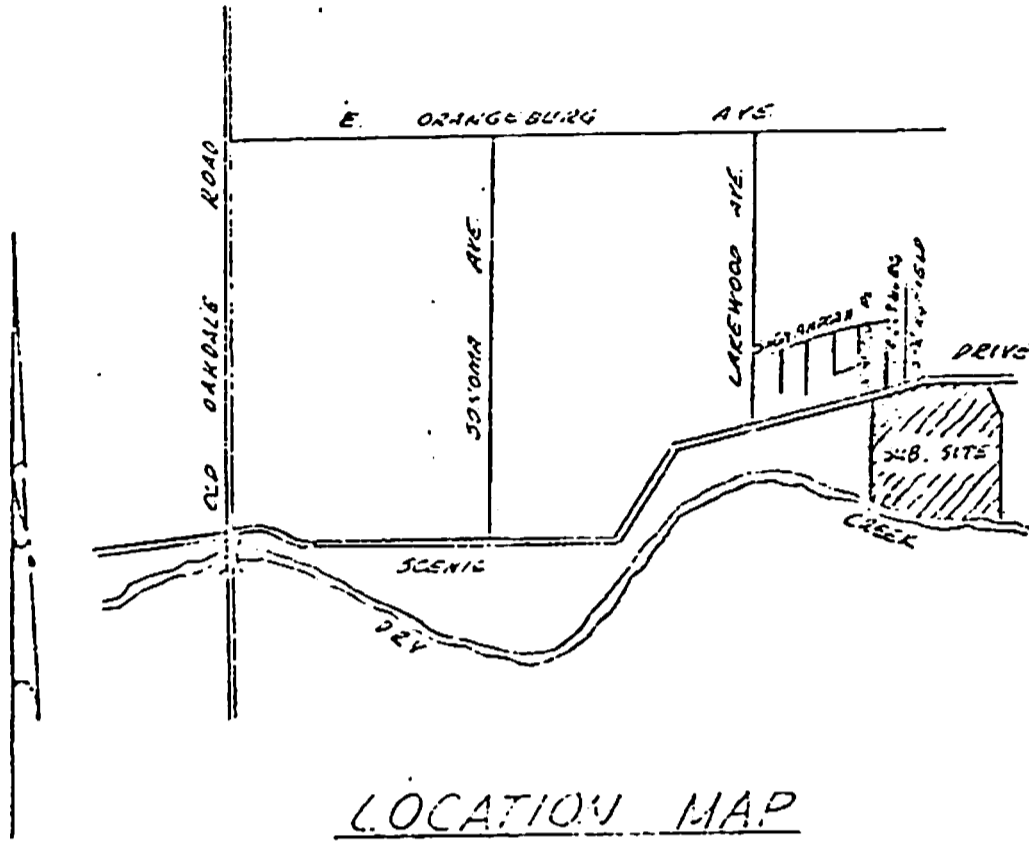
By *[Signature]*
Engineering Services Department

District of Stanislaus County consists of all that real property situate in the County of Stanislaus, State of California, bounded and described as follows:

All that portion of the southwest quarter of Section 24, Township 3 South, Range 9 East, Mount Diablo Base and Meridian described as follows:

BEGINNING at the most northwesterly corner of the property conveyed to Theodore W. Seybold, et ux, by deed recorded July 16, 1965 as Instrument No. 27845, said point of beginning being a 3/4" iron pipe driven through the center of a 4 x 4 post set on County Survey No. 356; thence South 0°58'28" East along the easterly boundary of Hartman Highlands Subdivision as shown on the map recorded in Volume 21 of Maps at Page 23, Stanislaus County Records, a distance of 760.67 feet to the centerline of Dry Creek; thence meandering along the centerline of Dry Creek the following three (3) courses and distances: (1) South 69°10'05" East a distance of 364.18 feet; (2) South 78°21'27" East a distance of 103.65 feet; and (3) South 57°58'18" East a distance of 74.17 feet; thence North 0°59'15" West a distance of 202.22 feet; thence North 24°50'42" East a distance of 60.00 feet; thence in a northwesterly direction along a curve concave to the northeast, through a central angle of 2°00'45", having a radius of 1910.00 feet, a curve distance of 67.09 feet; thence North 26°51'27" East a distance of 120.00 feet; thence in a northwesterly direction along a curve concave to the northeast, through a central angle of 0°08'53", having a radius of 1790.00 feet, a curve distance of 4.63 feet; thence North 27°00'20" East a distance of 165.00 feet; thence in a Northwesterly direction along a curve concave to the northeast, through a central angle of 1°01'12", having a radius of 1625.00 feet, a curve distance of 28.93 feet; thence North 61°58'28" West a distance of 36.23 feet; thence North 0°58'28" West a distance of 128.50 feet; thence North 5°42'00" East a distance of 111.39 feet; thence North 14°59'17" West a distance of 275.15 feet to a point on the southerly line of a 50 foot County road known as Scenic Drive; thence along said southerly road line the following two (2) courses and distances: (1) South 75°00'43" West a distance of 181.00 feet and (2) South 75°26'02" West a distance of 319.64 feet to the point of beginning,

and



33686 OCT 13 1967

McHENRY-DRY CREEK MUNICIPAL REORGANIZATION
(Lincoln Estates-Hycliffe Area)

All that real property in the State of California, County of Stanislaus, being a portion of the Southeast quarter of Section 23, the South one-half of Section 24 and the North one-half of Section 25, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Southwestern corner of the CLAUS-DRY CREEK GOVERNMENTAL REORGANIZATION (415), as per description filed April 4, 1980, as Instrument 62872, Stanislaus County Records, said point being on the East line of said Section 24 and the center line of Claus Road;

1. thence along the existing City Limits on the Western line of said GOVERNMENTAL REORGANIZATION (415), North $00^{\circ}47'00''$ West, 231.32 feet, to the Southeastern corner of the SCENIC-CLAUS ADDITION (399), as per description filed May 7, 1979, as Instrument 70628, Stanislaus County Records;
2. thence continuing along the existing City Limits on the Southern boundary of said ADDITION (399) and the center line of Scenic Drive, the following bearings and distances, South $89^{\circ}13'00''$ West, 20.00 feet;
3. thence Westerly along a tangent curve concave to the South, having a Radius of 145.10 feet, a Central Angle of $18^{\circ}23'00''$ and an Arc Length of 46.56 feet;
4. thence South $70^{\circ}50'00''$ West, 245.91 feet;
5. thence Westerly along a tangent curve concave to the Northwest, having a Radius of 350.00 feet, a Central Angle of $17^{\circ}57'30''$ and an Arc Length of 109.70 feet;
6. thence North $01^{\circ}12'30''$ West, 5.00 feet;
7. thence South $88^{\circ}48'00''$ West, 769.86 feet, to a Southeastern corner of the SPRING CREEK ADDITION (325), as per description filed January 15, 1975, as Instrument 26879, Stanislaus County Records;
8. thence continuing along the existing City Limits on the Southern boundary of said ADDITION (325) and the center line of Scenic Drive, the following bearings and distances, South $88^{\circ}48'00''$ West, 114.87 feet;
9. thence North $85^{\circ}05'00''$ West, 493.32 feet;
10. thence South $86^{\circ}14'30''$ West, 330.69 feet;

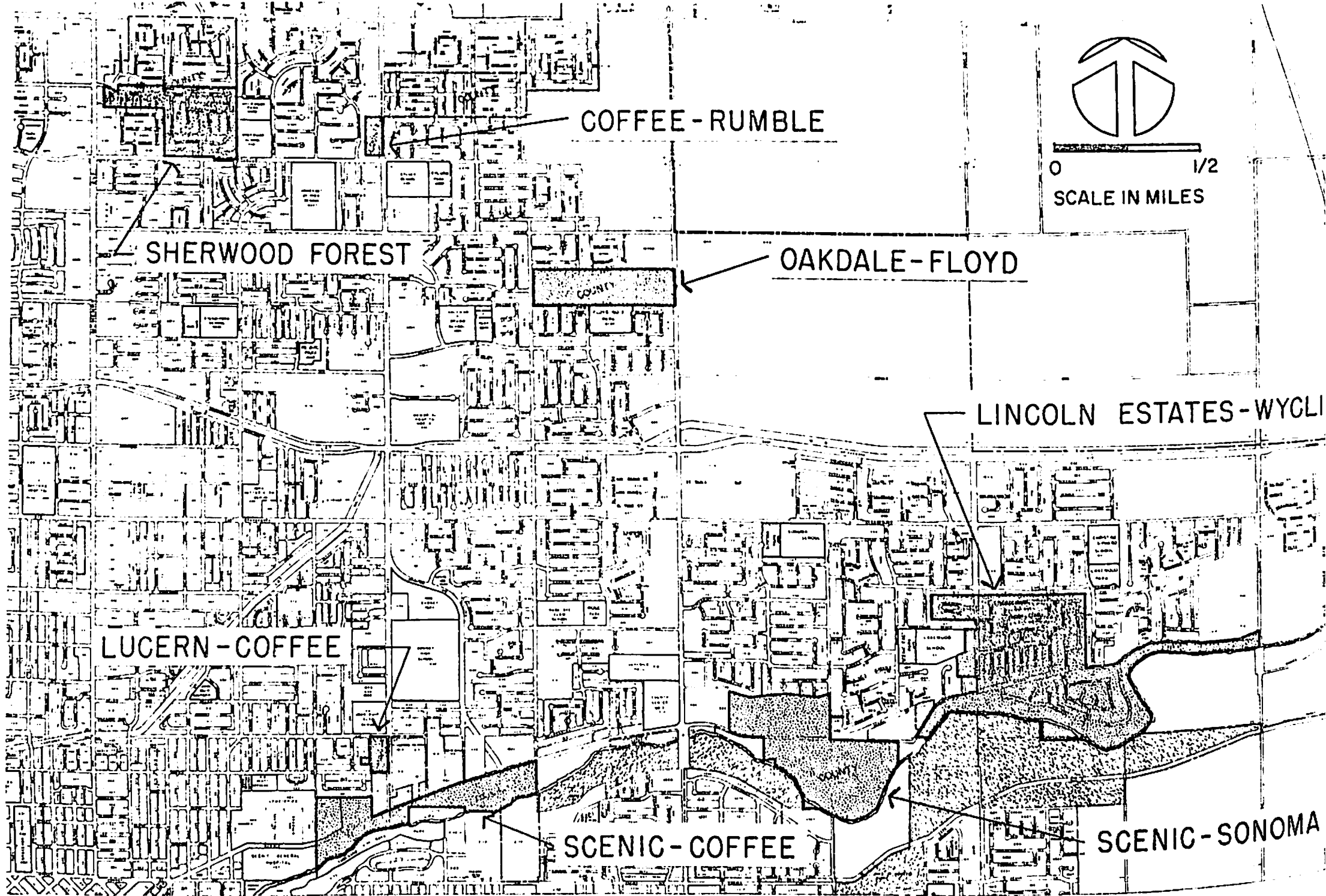
12. thence South $56^{\circ}10'30''$ West, 304.60 feet;
13. thence South $45^{\circ}30'00''$ West, 129.51 feet;
14. thence South $74^{\circ}13'20''$ West, 161.82 feet;
15. thence South $87^{\circ}55'00''$ West, 87.63 feet, to a Southeastern corner of the ORANGEBURG-LILLIAN ADDITION (302), as per description filed March 22, 1973, as Instrument 40448, Stanislaus County Records;
16. thence continuing along the existing City Limits on a Southern line of said ADDITION (302) and the center line of Scenic Drive, South $87^{\circ}55'00''$ West, 327.34 feet, to a Southwestern corner of ADDITION (302);
17. thence continuing along the existing City Limits on a Western line of said ADDITION (302), North $00^{\circ}52'10''$ West, 1337.33 feet, to the Northeastern corner of LINCOLN ESTATES NO. 4 SUBDIVISION, as per map filed July 28, 1965, in Volume 21 of Maps, Page 14, Stanislaus County Records, and a point on a Southern line of ADDITION (302);
18. thence continuing along the existing City Limits on said Southern line of ADDITION (302), South $89^{\circ}20'20''$ West, 645.26 feet, to a Southwestern corner of ADDITION (302) and the Southeastern corner of the ORANGEBURG-LAKEWOOD ADDITION (328), as per description filed February 24, 1975, as Instrument 32476, Stanislaus County Records;
19. thence continuing along the existing City Limits on the Southern line of said ADDITION (328), South $89^{\circ}20'20''$ West, 1309.25 feet, to the Southwestern corner of ADDITION (328) and the Southeastern corner of the LAKEWOOD NO. 1 ADDITION (292), as per description filed June 9, 1972, as Instrument 23377, Stanislaus County Records;
20. thence continuing along the existing City Limits on a Southern line of said ADDITION (292), South $89^{\circ}47'$ West, 656.99 feet, to a Southwestern corner of ADDITION (292), and a Southeastern corner of the ORANGEBURG-SONOMA ADDITION (299), as per description filed October 27, 1972, as Instrument 17572, Stanislaus County Records;
21. thence continuing along the existing City Limits on a Southern line of said ADDITION (292), South $89^{\circ}47'$ West, 123.86 feet, to a Northeastern corner of the SCENIC-LAKEWOOD ADDITION (332), as per description filed May 30, 1975, as Instrument 46313, Stanislaus County Records;

- distances, South 00°59' East, 446.29 feet;
23. thence North 89°47' East, 730.85 feet, to the center line of Lakewood Avenue;
 24. thence along said center line of Lakewood Avenue, South 00°59' East, 166.02 feet;
 25. thence South 89°48'20" West, 190.00 feet;
 26. thence South 00°59' East, 415.74 feet;
 27. thence South 68°27'21" West, 144.52 feet, to a Northeastern corner of the SCENIC-LAKWOOD NO. 2 ADDITION (374), as per description filed June 23, 1978, as Instrument 81725, Stanislaus County Records;
 28. thence continuing along the existing City Limits on the boundary of said ADDITION (374), the following bearings and distances, South 00°59' East, 385.57 feet;
 29. thence North 88°18' East, 325.32 feet, to said center line of Lakewood Avenue;
 30. thence South 00°59' East, 324.25 feet;
 31. thence South 77°47'15" West, 601.90 feet;
 32. thence South 50°22'28" West, 250.68 feet, to a Northeastern corner of the SCENIC BEND NO. 2 GOVERNMENTAL REORGANIZATION (425), as per description filed July 3, 1980, as Instrument 721, Stanislaus County Records;
 33. thence continuing along the existing City Limits on a Southeastern line of said GOVERNMENTAL REORGANIZATION (425), South 29°39'49" West, 583.62 feet, to an Eastern corner of the SCENIC BEND ADDITION (359), as per description filed August 31, 1977 as Instrument 15057, Stanislaus County Records;
 34. thence continuing along the existing City Limits on a Southeastern line of said ADDITION (359), South 29°39'49" West, 81.92 feet, to a Northwestern corner of the LINCOLN NO. 3 ADDITION (340), as per description filed February 4, 1976, as Instrument 35053, Stanislaus County Records;
 35. thence continuing along the existing City Limits on the boundary of said ADDITION (340), the following bearings and distances, North 89°46'30" East, 174.07 feet, to the center line of Dry Creek;
 36. thence along the center line of Dry Creek, North 26°03'20" East, 151.95 feet;

34°09'26" East, 77.77 feet, to a Northwestern Corner of the DRY CREEK PARK NO. 2 ADDITION (293), as per description filed June 30, 1972, as Instrument 26860, Stanislaus County Records;

38. thence continuing along the existing City Limits on the boundary of said ADDITION (293) and the center line of Dry Creek, the following bearings and distances, North 29°39'15" East, 30.01 feet;
39. thence North 34°20'00" East, 125.00 feet;
40. thence North 57°30'00" East, 155.00 feet;
41. thence North 65°10'00" East, 262.00 feet;
42. thence North 69°47'39" East, 188.72 feet;
43. thence South 87°32'00" East, 167.24 feet;
44. thence South 87°09'30" East, 216.88 feet;
45. thence South 67°34'30" East, 154.51 feet;
46. thence North 85°54'00" East, 73.13 feet;
47. thence South 77°38'00" East, 206.05 feet;
48. thence North 87°47'30" East, 49.70 feet;
49. thence South 67°03'00" East, 111.21 feet;
50. thence South 73°48'00" East, 83.48 feet;
51. thence South 82°22'00" East, 226.12 feet;
52. thence North 86°28'00" East, 101.84 feet;
53. thence leaving the center line of Dry Creek and along the boundary of ADDITION (293), South 00°58'28" East, 361.46 feet;
54. thence along a Northern line of ADDITION (293) and the South line of said Section 24, North 89°19'27" East, 710.06 feet, to the center line of Dry Creek;
55. thence continuing along the boundary of ADDITION (293) and the center line of Dry Creek, the following bearings and distances, South 58°38'55" East, 291.72 feet;
56. thence South 67°28'49" East, 73.30 feet;
57. thence South 59°43'19" East, 101.10 feet;

59. thence North $66^{\circ}17'08''$ East, 152.36 feet, to a Northwestern corner of LINCOLN NO. 2 ADDITION (324), as per description filed November 19, 1974, as Instrument 19676, Stanislaus County Records;
60. thence continuing along the existing City Limits on a Northwestern line of said ADDITION (324), North $54^{\circ}00'52''$ East, 244.37 feet, to a Northwestern corner of ADDITION (324) and a point on the Northern line of said Section 25;
61. thence leaving the existing City Limits and along the center line of Dry Creek, the following bearings and distances, North $64^{\circ}55'$ East, 180.00 feet;
62. thence North $32^{\circ}29'30''$ East, 308.77 feet;
63. thence North $12^{\circ}50'50''$ West, 58.46 feet;
64. thence West, 32.00 feet;
65. thence North $18^{\circ}30''$ West, 141.83 feet;
66. thence North $40^{\circ}18'20''$ West, 109.76 feet;
67. thence North $29^{\circ}52'$ West, 532.18 feet;
68. thence North $21^{\circ}52'30''$ West, 144.93 feet;
69. thence North $45^{\circ}00'$ East, 76.37 feet;
70. thence North $09^{\circ}56'$ East, 67.00 feet;
71. thence Easterly along the center line of Dry Creek to the point of beginning, containing 165.5 Acres, more or less.



C L I C H E

CITY OF MODESTO

MCHENRY-DRY CREEK MUNICIPAL REORGANIZATION

435 284 ACRES

MODESTO CITY COUNCIL
RESOLUTION NO. 84-9

A RESOLUTION REVISING THE POSITION CLASSIFICATION PLAN
FOR THE CITY OF MODESTO.

WHEREAS, a Position Classification Plan for the City of Modesto was adopted by Modesto City Council Resolution No. 67-77 pursuant to Rule 2 of the Personnel Rules and Regulations of the City of Modesto, and

WHEREAS, the City Manager has recommended to the Council amendments to the Position Classification Plan, and

WHEREAS, Rule 2.2 of the City of Modesto Personnel Rules provides that revisions to the Classification Plan shall be effective upon adoption of resolution of the City Council,

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

SECTION 1. CLASSIFICATION ABOLISHED. The Position Classification Plan of the City of Modesto is hereby amended to abolish the following classification:

Public Services Inspector

SECTION 2. CLASSIFICATION CREATED. The Position Classification Plan of the City of Modesto is hereby amended to create the following new classification:

Assistant Public Services Officer

The specification for the classification created, as shown on the attached Exhibit "A", which is hereby made a part of this resolution by reference, is hereby approved and made a part of the Position Classification Plan of the City of Modesto.

SECTION 3. CLASSIFICATIONS AMENDED. The Position Classification Plan of the City of Modesto is hereby amended to amend the specifications for the following classifications, as shown on Exhibits "B" and "C", which are hereby made a part of this resolution by reference and are hereby approved and made a part of the Position Classification Plan of the City of Modesto:

Public Services Officer

Zoning Inspector

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of January, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Bright, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

DEFINITION

Under direction, to receive and make field investigations of complaints concerning suspected violations of laws, regulations, and ordinances regarding refuse and noise; to seek compliance with laws, regulations, and ordinances concerning refuse and noise control; to compile information and write reports for public information; and to do related work as required.

EXAMPLES OF DUTIES

Receives, documents, and investigates complaints concerning refuse collection, refuse hazards, and noise pollution; reviews proposed developments to assure adequate consideration has been given to noise and refuse problems; may issue notices of violation of non-compliance during investigations and perform follow-up investigations to insure that appropriate corrections have been made; acts as liaison between private garbage companies and customers to insure settlement of disputes; takes noise readings on public events such as athletic contests and rock concerts; performs residential and commercial noise studies; checks fire and police sirens to assure meeting of state requirements; explains refuse and noise laws, regulations, and ordinances to the public; does a variety of research to establish background for non-compliance reports and investigations; maintains a complaint ledger, files, and other records of investigations; prepares case reports; keeps abreast of applicable laws, ordinances, and minutes to be aware of changes and variations; prepares press releases, reports, and other written materials for public information; prepares correspondence and reports.

SPECIAL REQUIREMENTS

Possession of an appropriate operator's license issued by the California Department of Motor Vehicles within one month after appointment.

Incumbents will be required to file a Statement of Economic Interests.

EMPLOYMENT STANDARDS

Knowledge of:

- Inspection methods and techniques;
- Appropriate laws, regulations, and ordinances governing refuse and noise;
- Departmental enforcement policies;
- English composition, spelling, grammar and punctuation;
- Technical report writing styles;
- Basic mathematics;
- Processes of refuse collection and recycling waste products;
- Symbols and terms used in blueprints, maps, and architectural drawings;
- Use of noise measuring instruments;
- Safe work practices and procedures;
- Public relations approaches in gaining compliance.

Ability to:

Act resourcefully with minimum supervision;
Schedule time and work under pressure;
Write reports with proper spelling, grammar, well-organized thoughts
and clear expression;
Be firm, consistent, and respectful in an enforcement situation;
Interpret laws, rules, ordinances, and regulations;
Read maps, blueprints, and architectural drawings;
Observe and record findings during investigations;
Understand and follow oral and written instructions;
Establish and maintain cooperative relationships with those
contacted during the course of work.

and

Experience and Education:

One (1) year as Code Enforcement Specialist with the City of
Modesto.

or

Three (3) years of technical or sub-professional experience in
law enforcement, public works engineering, building or zoning code
interpretation involving extensive public contact.

A Bachelor's degree from an accredited college or university
may substitute for two (2) years of the required experience.

PUBLIC SERVICES OFFICER

DEFINITION

Under direction, to plan, coordinate and supervise the City Citizen Services Office; to receive and make field investigations of complaints concerning suspected violations of laws, regulations, and ordinances regarding refuse and noise; to seek compliance with laws, regulations, and ordinances concerning refuse and noise control; and to do related work as required.

EXAMPLES OF DUTIES

Plans, supervises and lays out the work of personnel assigned to the City Citizen Services Office; to assist with preparation of the department budget and monitoring of expenditures; attends various City Council, Commissions, and other governmental meetings, as assigned; coordinates investigation work with other City departments and governmental agencies; appears before appropriate governmental bodies regarding compliance problems; explains refuse and noise laws, regulations, and ordinances to the public; receives, documents, and investigates complaints concerning refuse collection, refuse hazards, and noise pollution; initiates investigations based on observation or suspected violations of pertinent laws, regulations, and ordinances; reviews proposed developments to assure adequate consideration has been given to noise and refuse problems; may issue notices of violation of noncompliance during investigations and perform follow-up investigations to insure that appropriate corrections have been made; takes noise readings on public events such as athletic contests and rock concerts; performs residential and commercial noise studies; checks fire and police sirens to assure meeting of state requirements; instructs others on the uses of sound level reading equipment; does a variety of research to establish background for noncompliance reports and investigations; maintains a complaint ledger, files, and other records of investigations; prepares case reports; acts as liaison between private garbage companies and the City to insure fulfillment of license requirements and settle customer disputes; reviews annual reports of garbage company operations; assists companies with the establishment of adequate recordkeeping systems; keeps abreast of applicable laws, ordinances, and minutes to be aware of changes and variations; prepares correspondence and reports.

SPECIAL REQUIREMENTS

Possession of an appropriate operator's license issued by the California Department of Motor Vehicles.

Incumbents will be required to file a Statement of Economic Interests.

EMPLOYMENT STANDARDS

Knowledge of:

Principles of organization, administration and management;
Budgeting and public finance;
Principles of supervision and training;

Inspection methods and techniques;
Appropriate laws, regulations, and ordinances governing refuse and noise;
City enforcement policies;
Processes of refuse collection and recycling waste products;
Symbols and terms used on blueprints, maps, and architectural drawings;
Use of noise measuring instruments;
Public relations approaches in gaining compliance.

and

Ability to:

Plan, lay-out and supervise the work of personnel assigned to the City Citizen Services Office;
Prepare completed staff work for oral and written presentations;
Assist in preparation of the operating budget and monitoring of expenditures;
Schedule time and work under pressure;
Work and control sensitive, confidential information and assignment;
Be firm, consistent, and respectful in an enforcement situation;
Interpret laws, rules, ordinances, and regulations;
Read maps, blueprints, and architectural drawings;
Observe and record findings during investigations;
Understand and follow oral and written instructions;
Establish and maintain cooperative relationships with those contacted during the course of work.

and

Experience and education:

Two (2) years as Assistant Public Services Officer with the City of Modesto.

or

Five (5) years of technical or subprofessional experience in law enforcement, public works engineering, building or zoning code interpretation involving extensive public contact.

A Bachelor's degree completed at an accredited college or university may substitute for two (2) years of the required experience.

DEFINITION

Under direction, to receive and make field investigations of complaints concerning suspected violations of zoning ordinances; to seek compliance with zoning ordinances and other laws regulating land use; and to do related work as required.

EXAMPLES OF DUTIES

Receives, documents, and investigates complaints concerning land use, illegal operations, and compliance with zoning and other planning ordinances; initiates investigations based on observation of suspected or obvious violations of zoning and other planning ordinances; patrols commercial areas to ascertain compliance with sign regulations; issues building permits for signs in compliance with regulations; does a variety of research to establish background for noncompliance reports and investigations; may issue notices of violations and citations for noncompliance; may appear before the Planning Commission and Board of Zoning Adjustment on noncompliance problems; explains zoning ordinances to the public by telephone, letter, and at the counter; advises the public on procedures for compliance with zoning and land use regulations; maintains a complaint ledger, files, and other records of investigations; works cooperatively with other departments on common enforcement problems and investigations; prepares case reports on zone changes, variances, and special use permits; studies and keeps abreast of applicable ordinances, Planning Commission minutes, Board of Zoning Adjustment minutes, and other correspondence and directives necessary for current knowledge of departmental objectives, studies, and projects.

SPECIAL REQUIREMENTS

Possession of an appropriate operator's license issued by the California Department of Motor Vehicles.

Incumbents will be required to file a Statement of Economic Interests.

EMPLOYMENT STANDARDS

Knowledge of:

- Inspection methods and techniques;
- Zoning ordinances and departmental enforcement policies;
- English composition, spelling, grammar and punctuation in simple records and reports;
- Basic mathematics;
- Symbols and terms used on blueprints, maps, and architectural drawings;
- Safe work practices and procedures;
- Public Relations approaches in gaining compliance.

and

Ability to:

*Act resourcefully with minimum supervision;
Schedule time and work under pressure;
Prepare concise written reports;
Be firm, consistent and respectful in an enforcement situation;
Interpret laws, rules, ordinances, and regulations;
Read maps, blueprints, and legal property descriptions;
Observe and record findings during investigations;
Establish and maintain effective relationships with those contacted
during the course of work.*

and

Experience and education:

Two (2) years as a Code Enforcement Specialist with the City of Modesto.

or

Four (4) years of technical or subprofessional experience in the fields of zoning, planning, law enforcement, or code interpretation involving extensive public contact.

MODESTO CITY COUNCIL
RESOLUTION NO. 84-10

A RESOLUTION AMENDING EXHIBIT "G" OF RESOLUTION NO. 83-426
ENTITLED "A RESOLUTION ESTABLISHING SALARY SCHEDULES AND
FIXING COMPENSATION FOR POSITIONS IN THE CITY SERVICE."

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

SECTION 1. AMENDMENT TO RESOLUTION NO. 83-426. Exhibit "G"
entitled "City of Modesto Alphabetical Listing of Classifications in City
Service 1983-84", attached to Resolution No. 83-426, is hereby amended as
shown on the amended Exhibit "G" entitled "City of Modesto Alphabetical
Listing of Classifications in City Service 1983-84" which is attached hereto
and made a part hereof as though set forth in full herein. Said amended
Exhibit "G" adds the classification of Assistant Public Services Officer,
Range 124.0; deletes the classification of Public Services Inspector, Range
124.0; and changes the classification of Zoning Inspector from Range 425.0 to
Range 125.0.

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 3rd day of January,

1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Bright, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

CITY OF MODESTO
 ALPHABETICAL LISTING OF CLASSIFICATIONS IN CITY SERVICE
 1983-84
 (Effective 6-28-83, Amended 12-27-83, 1-3-84)

Range No.	Title of Classification
114.5	Account Clerk
122.0	Accountant I
426.0	Accountant II
119.5	Accounting Technician
123.0	Accounts Examiner
426.0	Administrative Analyst
422.0	Administrative Assistant
429.0	Airport Manager
424.5	Airport Maintenance Supervisor
116.5	Animal Control Officer I
118.5	Animal Control Officer II
426.5	Arborist
633.0	Assistant Chief of Police
432.0	Assistant City Attorney I
435.0	Assistant City Attorney II
421.5	Assistant City Clerk
429.0	Assistant Civil Engineer
433.0	Assistant Director of Parks & Recreation
122.5	Assistant Electrician
426.0	Assistant Planner
428.0	Assistant Property Agent
124.0	Assistant Public Services Officer
427.0	Assistant Risk Manager
426.0	Assistant Shop Supervisor
432.0	Associate Civil Engineer
429.0	Associate Planner
426.0	Budget Accountant
122.0	Building Inspector I
125.0	Building Inspector II
426.5	Building Maintenance Supervisor
120.5	Building Maintenance Worker
434.0	Chief Building Official
429.0	Chief Electrician

Range No.	Title of Classification
N/A	Chief of Police
426.5	Chief of Survey Party
N/A	City Attorney
N/A	City Clerk and Auditor
N/A	City Manager
117.5	Civil Engineering Technician I
120.5	Civil Engineering Technician II
123.5	Civil Engineering Technician III
126.5	Civil Engineering Technician IV
113.5	Clerk Typist
713.6	Clerk Typist (Y Rate)
413.5	Clerk Typist (Confidential)
124.0	Coach Mechanic
419.5	Claims Representative
122.0	Code Enforcement Specialist
424.0	Collections Supervisor
120.5	Community Service Officer
116.5	Computer Operator
125.0	Construction Inspector
427.0	Cost Analyst
123.0	Crime Analyst
114.5	Data Entry Operator
429.0	Data Processing Manager
427.0	Deputy City Attorney I
429.0	Deputy City Attorney II
N/A	Deputy City Manager
312.0	Detective
N/A	Director of Engineering Services
N/A	Director of Finance
N/A	Director of Management Services
N/A	Director of Parking and Traffic
N/A	Director of Parks and Recreation
N/A	Director of Planning and Community Development
N/A	Director of Utility Services
117.5	Drafting Technician

Exhibit "G"

ALPHABETICAL LISTING (Continued)

<u>Range No.</u>	<u>Title of Classification</u>	<u>Range No.</u>	<u>Title of Classification</u>
		120.5	Maintenance Mechanic
		120.5	Maintenance Mechanic - Pumps
426.5	Electrical Supervisor	116.5	Maintenance Worker I
118.5	Electrical Technician I	118.5	Maintenance Worker II
120.5	Electrical Technician II	113.5	Maintenance Worker Trainee
124.5	Electrician	120.5	Meter Reader Repair Worker
127.0	Engineering Computer Programmer	112.5	Microfilm & Graphics Technician
122.5	Equipment Crew Leader	120.5	Motor Sweeper Operator
122.0	Equipment Mechanic	424.0	Museum Supervisor
120.5	Equipment Operator		
119.0	Equipment Service Worker	122.5	Nursery Propagator
118.5	Evidence and Property Specialist		
419.5	Executive Secretary	109.5	Office Aide
		111.5	Office Clerk
430.0	Finance Division Manager	411.5	Office Clerk (Confidential)
529.0	Fire Battalion Chief	122.5	Office Services Supervisor
N/A	Fire Chief		
211.0	Fire Engineer	122.5	Parking and Traffic Crew Leader
123.0	Fire Equipment Mechanic	429.0	Parking and Traffic Superintendent
210.0	Fire Fighter	120.5	Parking Meter Worker
208.0	Fire Fighter Trainee	120.5	Parks Crew Leader
213.0	Fire Lieutenant	720.5	Parks Crew Leader (Y Rate)
120.5	Fire Prevention Technician	424.5	Parks Maintenance Supervisor I
		426.5	Parks Maintenance Supervisor II
426.0	Historical Buildings Supervisor	429.0	Parks Superintendent
120.5	Housing Conservationist	421.5	Payroll Technician
122.0	Housing Financial Specialist	432.0	Personnel Manager
432.0	Housing Program Officer	421.5	Personnel Technician
122.0	Housing Rehabilitation Specialist I	126.5	Plan Review Engineer
125.0	Housing Rehabilitation Specialist II	426.5	Plan Review Engineer (MGT Benefits)
		117.5	Planning Technician I
122.0	Industrial Waste Inspector I	120.5	Planning Technician II
125.0	Industrial Waste Inspector II	123.5	Planning Technician III
		122.5	Plant Mechanic
116.5	Janitor	424.5	Plant Mechanical Maintenance Supervisor
122.5	Janitor Supervisor	632.0	Police Captain
126.0	Junior Civil Engineer	113.5	Police Clerk
		630.0	Police Lieutenant
122.5	Laboratory Technician		
113.5	Laborer (Unclassified)		
426.0	Landscape Designer		
126.0	Lead Coach Mechanic		
124.0	Lead Equipment Mechanic		
417.5	Legal Secretary		

Range No.	Title of Classification	Range No.	Title of Classification
308.0	Police Officer (Trainee Step)	416.5	Senior Personnel Clerk
310.0	Police Officer	423.5	Senior Personnel Technician
425.0	Police Records Supervisor	432.0	Senior Planner
628.0	Police Sergeant	115.5	Senior Police Clerk
429.0	Principal Management Analyst	118.5	Senior Printing Services Operator
115.5	Printing Services Operator	120.5	Senior Storeskeeper
113.5	Printing Services Trainee	122.5	Senior Wastewater Treatment Plant Operator
123.0	Programmer Analyst I	416.5	Senior Word Processing Technician
126.0	Programmer Analyst II	429.0	Shop Supervisor
426.0	Programmer Analyst (Finance)	123.5	Social Services Coordinator
430.0	Property Agent	423.5	Social Services Coordinator (MGT Benefits)
116.5	Property Control Aide	114.5	Stenographer Clerk
427.0	Public Services Officer	118.5	Storeskeeper
120.5	Public Works Line Worker	428.5	Supervising Building Inspector
424.5	Public Works Supervisor I	428.0	Supervising Construction Inspector
426.5	Public Works Supervisor II	428.0	Supervising Housing Rehabilitation Specialist
124.0	Purchasing Assistant		
430.0	Purchasing Officer	429.0	Transit Manager
		720.5	Tree Trimmer (Y-Rate)
112.5	Receptionist	120.5	Tree Trimmer
712.6	Receptionist (Y Rate)	122.5	Tree Trimmer Crew Leader
429.0	Recreation Superintendent		
426.0	Recreation Supervisor	424.5	Warehouse Supervisor
432.0	Risk Manager	118.5	Wastewater Treatment Plant Attendant
417.5	Risk Management Technician	120.5	Wastewater Treatment Plant Operator
		426.5	Wastewater Treatment Plant Supervisor
117.5	Secretary	432.0	Water Quality Control Superintendent
417.5	Secretary (Confidential)	125.0	Water System Inspector
421.5	Secretary to the City Attorney	422.0	Word Processing Supervisor
422.5	Secretary to the City Manager	114.5	Word Processing Technician
116.5	Senior Account Clerk	113.5	Word Processing Trainee
428.0	Senior Accountant		
126.5	Senior Building Inspector	425.0	Zoning Inspector (effective until 1/2/84)
426.0	Senior Buyer	125.0	Zoning Inspector (effective 1/3/84)
119.5	Senior Computer Operator		
419.5	Senior Legal Secretary		
115.5	Senior Microfilm & Graphics Technician		
			Totals: 13 City Manager, Department Heads
			183 Other

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MODESTO CITY COUNCIL
RESOLUTION NO. 84-11

A RESOLUTION AMENDING THE ANNUAL BUDGET FOR FISCAL YEAR 1983-84 OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT TITLE 1/HOUSING FUND (FUND NO. 11) TO PROVIDE FOR A LOAN OF \$25,000 TO THE REDEVELOPMENT AGENCY OF THE CITY OF MODESTO (RDA).

WHEREAS, the Council of the City of Modesto activated the Redevelopment Agency of the City of Modesto (RDA) by Ordinance No. 2143-C.S. which became effective October 21, 1982, and

WHEREAS, the City of Modesto and the RDA entered into a Cooperation Agreement dated October 26, 1982 that allows the City to advance funds to the RDA, and

WHEREAS, said RDA needs an advance from the City of Modesto to finance consultant costs for redevelopment projects, and

WHEREAS, it is necessary to amend the Annual Budget of the Housing and Community Development Act Title 1/Housing Fund (Fund No. 11) for fiscal year 1983-84 to provide for the advance of \$25,000 to the RDA,

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

1. The amount of \$60,000 now appropriated in account 235-05-1452, Counseling Services, of the Housing and Community Development Act Title 1/Housing Fund, Fund No. 11, be reduced \$25,000 to \$35,000.
2. The amount of \$25,000 resulting from the reduction of the above appropriation be added to General Ledger account 600.00-11, Fund Balance, Housing and Community Development Act Title 1/Housing Fund, Fund No. 11.
3. That a loan of \$25,000 is made to the Redevelopment Agency of the City of Modesto from the Housing and Community Development Act Title 1/Housing Fund, Fund No. 11.

4. That said loan shall earn interest of 12 percent per annum from the date(s) of loan proceeds disbursement to the RDA.
5. That disbursement of the loan proceeds shall be made as required by the RDA and approved by the Director of Finance.
6. That repayment of said loan, principal and interest, shall be made to the City of Modesto in accordance with the provisions of the Cooperation Agreement between the City of Modesto and the RDA dated October 26, 1982.

BE IT FURTHER RESOLVED that the Director of Finance is hereby authorized to take the necessary steps to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of January, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Bright, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
 NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
 ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-12

A RESOLUTION RECOMMENDING TO THE CALIFORNIA DEPARTMENT OF TRANSPORTATION AND THE CALIFORNIA TRANSPORTATION COMMISSION AN ALIGNMENT FOR STATE HIGHWAY 132 BETWEEN LAS FLORES AVENUE AND D STREET IN THE CITY OF MODESTO.

WHEREAS, there is an urgent need to realign State Highway 132 between Las Flores Avenue and D Street in the City of Modesto, and

WHEREAS, the California Department of Transportation (Caltrans) has prepared alternate route studies and an Environmental Impact Statement for said alignment, and

WHEREAS, Caltrans, as the lead agency for the project, has requested input from the City of Modesto as a responsible agency, on said alignment and alternate routes, and

WHEREAS, the Planning Commission of the City of Modesto has considered said alignment, including holding an informal public hearing on the alternate routes, and

WHEREAS, the Planning Commission has, by its Resolution No. 83-188, adopted on November 21, 1983, recommended to the City Council an alignment designated as Alternate Z, and

WHEREAS, the City Council held a public hearing on said alignment and alternate route studies on January 10, 1984, at 7:30 p.m. in the City Council Chambers, in City Hall, Modesto, California, and

WHEREAS, at said public hearing the Council reviewed input from citizens and businesses affected by the proposed alternate alignments, and from the general public, City staff, and Caltrans officials, and

WHEREAS, the Council has determined that Alternate Z-2 should be the alignment adopted for State Highway 132 between Las Flores Avenue and D Street in the City of Modesto, provided that:

1. Once Caltrans makes a route selection, the City will determine its plans for the North Morton Boulevard and South Morton Boulevard intersections with the adopted route. Options for North Morton Boulevard include a full intersection, right in and out only, and closure. Options for South Morton Boulevard include an intersection based on the current alignment or a relocation of the intersection to the east.
2. The City is aware that Alternate Z-2 is schematic, and that many refinements by Caltrans will be necessary.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, that it recommends to the California Department of Transportation and the California Transportation Commission that Alternate Z-2, as shown on Exhibit "A" attached hereto, be adopted as the alignment for State Highway 132 between Las Flores Avenue and D Street in the City of Modesto.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to transmit certified copies of this resolution to the California Department of Transportation and the California Transportation Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of January, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney



Exhibit "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 84-13

A RESOLUTION ADOPTING AMENDMENTS TO THE MODESTO URBAN AREA GENERAL PLAN TO AMEND THE LAND USE AND CIRCULATION ELEMENTS MAP, AND CERTIFYING COPIES THEREOF TO THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS AND TO THE CITY COUNCILS OF THE CITIES OF CERES AND RIVERBANK.

WHEREAS, pursuant to the provisions of the Government Code of the State of California, the Modesto City Planning Commission is charged with the responsibility of recommending to the City Council a comprehensive, long-term general plan for physical development of the city and land outside its boundaries, which, in the Commission's judgment, bears relating to its planning, and

WHEREAS, a General Plan for the City of Modesto entitled "Modesto-Ceres-Empire Area General Plan", was recommended by the Modesto City Planning Commission and adopted by the Council of the City of Modesto by Resolution No. 59-33 on January 23, 1959, and

WHEREAS, thereafter the Planning Commission of the City of Modesto determined and found that amendments to said adopted General Plan of the City of Modesto and surrounding urban area were in the public interest, and said General Plan was amended by Modesto City Council resolutions:

- No. 65-695, adopted on December 27, 1965 (Land Use, Public Facilities and Circulation)
- No. 70-235, adopted on March 16, 1970 (Housing Element, Phase #1)
- No. 72-1042, adopted on October 2, 1972 (Interim Open Space Plan)
- No. 73-671, adopted on August 6, 1973 (Open Space and Recreation Elements)
- No. 74-651, adopted on August 5, 1974 (Land Use and Circulation Elements)
- No. 75-364, adopted on March 10, 1975 (Phase Two Housing Element)

- No. 75-638, adopted on June 9, 1975 (Safety, Scenic Highways and Seismic Safety Elements)
- No. 76-906, adopted on July 26, 1976 (Housing Element, Phase #3)
- No. 77-724, adopted on July 11, 1977 (Amended Land Use and Circulation Elements Map with Text Amendment on Storm Drains)
- No. 77-765, adopted on July 25, 1977 (Amendment to Land Use and Circulation Elements Map - Orchard Neighborhood)
- No. 78-854, adopted on August 14, 1978 (Conservation Element)
- No. 78-855, adopted on August 14, 1978 (Noise Element)
- No. 80-322, adopted on April 8, 1980 (Amendment to Land Use and Circulation Elements Map - College West Neighborhood)
- No. 80-636, adopted on July 1, 1980 (Amendment to Land Use and Circulation Elements Map)
- No. 81-50, adopted on January 27, 1981 (Amendment to Housing Element)
- No. 81-419, adopted on May 26, 1981 (Amendment to Land Use and Circulation Elements Map)
- No. 81-801, adopted on September 15, 1981 (Amendment to Housing Element)
- No. 82-457, adopted on June 22, 1982 (Amendment to Land Use and Circulation Elements Map)
- No. 83-33, adopted on January 18, 1983 (Amendment to Open Space and Recreation Elements), and

WHEREAS, the Land Use and Circulation Elements Map of the General Plan designates Brighton Avenue between Coffee Road and Scenic Drive as a major street, and

WHEREAS, the Land Use and Circulation Elements Map of the General Plan designates the Brighton Avenue Major Street Alignment as the western boundary of the Rose Park Neighborhood, and

WHEREAS, the Land Use and Circulation Elements Map of the General Plan designates the Richland Avenue/Freeway 99 interchange, and

WHEREAS, the Planning Commission has found and determined that deletion of Brighton Avenue between Coffee Road and Scenic Drive as a major street would be in the interest of the general welfare, and

WHEREAS, the Planning Commission has found and determined that changing the boundaries of the Rose Park Neighborhood to include the area bounded by Coffee Road, Brighton Avenue and Dry Creek and deleting the Richland Avenue/Freeway 99 interchange would be in the interest of the general welfare, and

WHEREAS, the Planning Commission by Resolution No. 83-183, adopted on November 7, 1983, has approved and recommended to the City Council amendments to the Land Use and Circulation Elements Map of the Modesto Urban Area General Plan, to (a) delete the Brighton Avenue major street designation between Coffee Road and Scenic Drive, (b) move the western boundary of the Rose Park Neighborhood from Brighton Avenue to Coffee Road, and (c) delete the Richland Avenue/Freeway 99 interchange, and

WHEREAS, the City Council held a public hearing on said amendments, as approved and recommended by the Planning Commission, on January 10, 1984, at 7:30 p.m., in the City Council Chambers, in City Hall, Modesto, California, as required by law, and

WHEREAS, the Council certifies that it has received and reviewed the findings of the City of Modesto Environmental Assessment Committee which resulted in a Negative Declaration as to the environmental impact of the subject amendments.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines that the adoption of amendments to the Land Use and Circulation Elements Map of the adopted General Plan of the City of Modesto and the surrounding urban area is required for the public health, safety and general welfare for the following reasons:

1. Because the General Plan has previously been amended to delete a bridge over Dry Creek on the alignment of Brighton Avenue, a major street on that alignment from Coffee Road to Scenic Drive is no longer needed.
2. Because neighborhood boundaries are designated along major streets whenever possible, and Brighton Avenue will no longer be a major street, the western boundary of the Rose Park Neighborhood should be shifted to Coffee Road.
3. Because the Richland Avenue/Freeway 99 interchange is within the General Plan Area of the City of Ceres and is not designated on the Ceres General Plan, it should be deleted from the General Plan of the City of Modesto so the two general plans will be consistent.

BE IT FURTHER RESOLVED by the Council that it does hereby adopt amendments to the Land Use and Circulation Elements Map of the adopted General Plan of the City of Modesto and surrounding urban area (a) deleting the Brighton Avenue major street designation between Coffee Road and Scenic Drive, (b) moving the western boundary of the Rose Park Neighborhood from Brighton Avenue to Coffee Road, and (c) deleting the Richland Avenue/Freeway 99 interchange, by the adoption of the map entitled "Modesto Urban Area General Plan," dated January 10, 1984, a copy of which is on file in the office of the Director of Planning and Community Development and in the office of the City Clerk.

BE IT FURTHER RESOLVED by the Council that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject amendments.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to certify a copy of said amendments to the Land Use and Circulation Elements Map of the adopted General Plan to the Board of Supervisors of the County of Stanislaus, the City Council of the City of Ceres, and the City Council of the City of Riverbank.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of January, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-14

A RESOLUTION ADOPTING A REVISED ZONING AND DEVELOPMENT PLAN
FOR THE SUNNYSIDE-BRIGHTON AREA.

WHEREAS, a Zoning and Development Plan for the Sunnyside-Brighton Area was adopted by the Planning Commission on July 7, 1980, by Resolution No. 80-151 and by the City Council on August 26, 1980, by Resolution No. 80-853, and

WHEREAS, the General Plan of the City of Modesto has now been amended to delete the designation of Brighton Avenue as a major street, and

WHEREAS, the Planning Commission by its Resolution No. 83-183 adopted on November 7, 1983, has recommended that a revised Zoning and Development Plan for the Sunnyside-Brighton Area be adopted, which plan will eliminate reference to Brighton Avenue as a major street,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby adopts a revised Zoning and Development Plan for the Sunnyside-Brighton Area, said revised plan being attached hereto as Exhibit A.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of January, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

ZONING AND DEVELOPMENT PLAN

SUNNYSIDE - BRIGHTON AREA

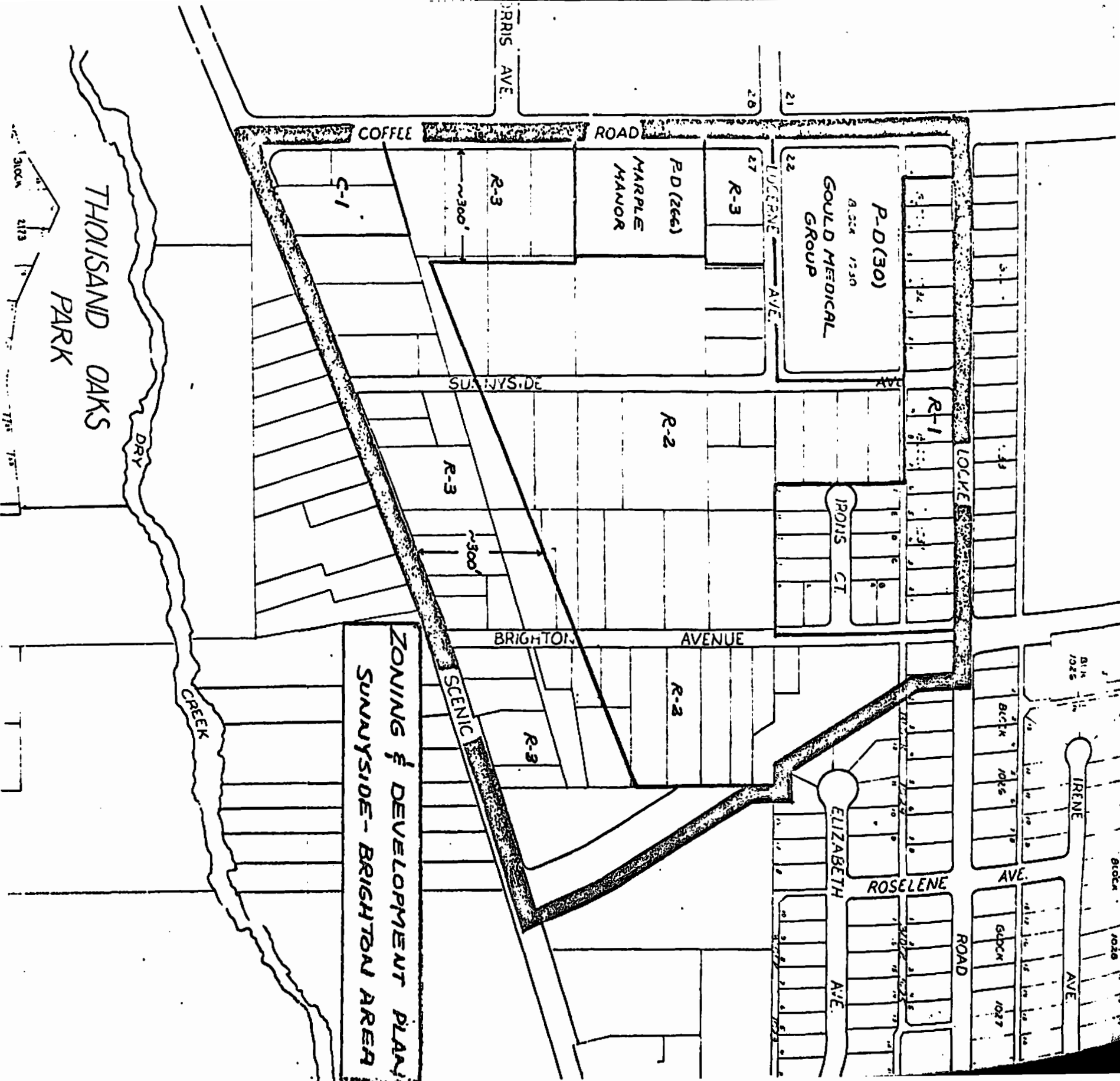
It is the policy of the City of Modesto to adopt general zoning and development plans for areas about to experience urban development or redevelopment. Such plans help guide property owners in planning for the development of their parcels and assist the Commission and Council in planning for the community as a whole.

The development concept is designed to provide suitable relationships between residential and commercial uses and between various densities of residential development. This concept also attempts to provide sufficient acreage for all types of housing and to concentrate higher intensity land uses along major streets.

The specifics employed in attempting to accomplish the above mentioned purposes are listed below:

1. R-3 density to a depth of approximately 300 feet along Coffee Road and Scenic Drive.
2. R-2 density in the interior of the area with existing R-1 subdivisions on Locke Road and Irons Court remaining R-1.
3. Retention of existing commercial zoning at the Coffee/Scenic intersection.
4. Development of Lucern Avenue, Sunnyside Avenue, and the existing Brighton Avenue as collector streets.

Adopted by the Planning Commission July 7, 1980
Adopted by the City Council August 26, 1980
Revised by the Planning Commission November 7, 1983
Revised by the City Council



ORRIS AVE.

26

21

COFFEE ROAD

P-D (30)
G.O.C.K. 1750
GOULD MEDICAL GROUP

27 R-3

P.D (266)
MARBLE MANOR

R-3

~300'

LORENE AVE.

R-1

IRONS CT.

R-2

SUNNYSIDE AVE.

R-3

~300'

BRIGHTON AVENUE

R-2

SCENIC

R-3

ELIZABETH AVE.

ROSELENE

ROAD

AVE.

GUDCAK

1027

IRENE

AVE.

BLK 1025

BLK 1026

BLK 1026

1026

THOUSAND OAKS PARK

DRY CREEK

ZONING & DEVELOPMENT PLAN
SUNNYSIDE - BRIGHTON AREA

1300A

2173

715

715

MODESTO CITY COUNCIL
RESOLUTION NO. 84-15

RE-

A RESOLUTION ACCEPTING THE/CONSTRUCTION OF PUMP STATION NO. 4 AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering
that the/^{re-}construction of Pump Station No. 4

has been completed by Howk Well & Equipment Company

in accordance with the contract agreement dated June 7, 1983.

NOW, THEREFORE, BE IT RESOLVED that the/^{re-}construction of
Pump Station No. 4

be accepted from said contractor, Howk Well & Equipment Company;

that notice of completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$39,883
as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 10th day of
January, 1984, by Councilmember Sutton, who
moved its adoption, which motion being duly seconded by Councilmember
Bright, was upon roll call carried and the resolution
adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-16

A RESOLUTION ACCEPTING A FEDERAL CONSTRUCTION GRANT FOR WATER QUALITY CONTROL PLANT IMPROVEMENTS AND DISPOSAL FACILITIES (UNIT 1 AND UNIT 4)

WHEREAS, on January 3, 1984, the City of Modesto received a construction grant offer from the Federal Environmental Protection Agency (EPA) in the amount of \$9,262,500, covering the federal portion of the cost of construction of the Unit 1 and Unit 4 projects of the City of Modesto's Water Quality Control Plant Improvement Project; and

WHEREAS, this Council desires to accept said grant offer and authorize the City Manager to sign it on behalf of the City.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that it hereby accepts the Federal Environmental Protection Agency construction grant in the amount of \$9,262,500, covering the federal portion of the cost of construction of the Unit 1 and Unit 4 projects of the City of Modesto's Water Quality Control Plant Improvement Project, and authorizes the City Manager to execute the grant agreement on behalf of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of January, 1984, by Councilmember Sutton , who moved its adoption, which motion being duly seconded by Councilmember Bright , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-17

AMENDED

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND CALTRANS EXTENDING THE PLANNING GRANT THROUGH JUNE 30, 1984, ON THE DOWNTOWN TRANSPORTATION CENTER

BE IT HEREBY RESOLVED by the Council of the City of Modesto
amended
that the/agreement between the City of Modesto and Caltrans, extending the planning grant through June 30, 1984, on the Downtown Transportation Center

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said/agreement
amended
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of January, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Bright, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-18

A RESOLUTION ACCEPTING IMPROVEMENTS IN MILLS GARDEN SUBDIVISION AND
AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, Grant Construction, subdivider of Mills Garden Subdivision, have filed subdivision bonds for faithful performance and labor and materials in the amount of \$9,300.00 and \$ 4,650.00 respectively to guarantee improvements in Mills Garden Subdivision ; and

WHEREAS, the Director of Public Works in a memorandum dated January 10, 1984, indicates that all work required by the subdivision agreement has been completed to the satisfaction of the Public Works Department; and

WHEREAS, the Director of Public Works has indicated that it would be in order for the City Council to accept the improvements in said subdivision as complete and authorize the City Clerk to file notice of completion and release the subdivision bonds upon expiration of the statutory period.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto:

1. The improvements in Mills Garden Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the subdivision bonds for faithful performance in the amount of \$9,300.00 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the subdivision bonds for labor and materials in the amount of \$4,650.00 upon expiration of the statutory period.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of January, 1984 by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Bright, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-19**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
KIAS A. AND GWENDOLEE WILLIAMS FOR THE LEASE OF FIVE LOTS ACQUIRED FOR TUOLUMNE
RIVER REGIONAL PARK**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Kias A. and Gwendolee
Williams for the lease of five lots acquired for the Tuolumne River Regional Park

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 10th day of
January, 1984, by Councilmember Sutton
who moved its adoption, which motion being duly seconded by Council-
member Bright, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Morine Coyle*
MORINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-20**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
GUARANTEE JANITORIAL FOR JANITORIAL SERVICES AT AMERICAN LEGION HALL**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Guarantee
Janitorial for janitorial services at American Legion Hall

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 10th day of
January, 19⁸⁴, by Councilmember Sutton,
who moved its adoption, which motion being duly seconded by Council-
member Bright, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-21**

AMENDED

**A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
KENNEDY/JENKS ENGINEERS FOR ADDITIONAL ENGINEERING SERVICES ON OUR WATER QUALITY
CONTROL PLANT EXPANSION PROJECT**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the ^{amended} agreement between the City of Modesto and Kennedy/Jenks Engineers
for additional engineering services on our Water Quality Control Plant expansion
project

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 10th day of
January, 1984, by Councilmember Sutton,
who moved its adoption, which motion being duly seconded by Council-
member Bright, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-22

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR
PLANNED-DEVELOPMENT ZONE, P-D (347)

WHEREAS, a verified application for an amendment to Section
10-3-9 of the Zoning Map was filed by Muir Trail Girl Scout
Council on October 27, 1983, to
reclassify from Medium Density Residential Zone, R-2,
to Planned-Development Zone, P-D, the following described property:

All that certain real property situate in a portion of the Southwest quarter of the Northwest quarter of Section 10, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the City of Modesto, County of Stanislaus, State of California, described as follows:

Beginning at a point as established by the intersection of the center lines of Sylvan Meadows Drive and Forest Glenn Drive as shown on the official map of Sylvan Meadows East No. 5 filed in the office of the Recorder of Stanislaus County, California, on October 28, 1976, in Volume 26 of Maps, page 40; thence from said point and along the center line of Forest Glenn Drive, South 85° 33' 01" East, 80.02 feet to the beginning of a curve concave to the northeast having a radius of 500 feet and a central angle of 12° 54' 50"; thence along said curve and centerline of Forest Glenn Drive 112.69 feet to the end of said curve; thence continuing along said center line South 48° 27' 51" east, 136.00± feet to the intersection with the northeasterly prolongation of the southeastern line of Lot 4 in Block 12572 as shown on said map of Sylvan Meadows East No. 5; thence leaving the center line of Forest Glenn Drive and along said prolongation and southern line of Lot 4 South 41° 32' 09" west, 140.38 feet to the south corner of said Lot 4 and the western boundary of Sylvan Meadows East No. 5 Subdivision; thence North 48° 29' 26" west along said western boundary 266.11 feet to the eastern corner of Lot A as shown on said map of Sylvan Meadows East No. 5; thence along the southeastern line of Lot A and its southwestern prolongation south 41° 34' 34" West 192.57 feet to a point of intersection with the centerline of Haig Way; thence along said centerline on a curve concave to the west having a radius of 250 feet and a central angle of 58° 52' 37", 256.90 feet to the centerline of Sylvan Meadows Drive; thence along the centerline of Sylvan Meadows Drive, on a curve concave to the north having a radius of 500 feet, 162.43 feet to the point of beginning.

WHEREAS, after public hearing held on January 17, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The property proposed for the Girl Scout service center is in a transitional location separating the commercial and professional office properties from the low and medium residential development to the north and northeast.
2. The proposed land use is similar to a church in terms of land and building needs and churches are typically located on 60-foot collector streets as are all the streets adjoining this property.
3. Adequate parking is assured by joint use of parking with the church across Sylvan Meadows Drive to the north.

WHEREAS, after a public hearing held on January 17, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Muir Trail Girl Scout Council for a Planned-Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth above, and

WHEREAS, the Council has introduced Ordinance No. 2236 -C.S. on the 17th day of January, 1984, reclassifying the above-described property from Medium Density Residential Zone, R-2, to Planned-Development Zone, P-D (347).

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

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned
Development Zone, P-D(347) is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan titled "Muir Trail Girl Scout Center, Site Plan" as amended in red, stamped approved by the Planning Commission on December 5, 1983.
2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation in accordance with Section 10-2.1515 of the Modesto Municipal Code. Screen landscaping shall be installed along the southeast property line.
3. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.
4. Drainage shall be provided as required by the Director of Engineering Services.
5. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.
6. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of the same building materials used in the major buildings as determined by the Director of Planning and Community Development.
7. All signs shall comply with the sign requirements of the R-2 zone for conditional uses.
8. Prior to the issuance of a building permit, the Girl Scout Council shall cause to have a covenant executed and recorded in a form satisfactory to the City Attorney, which shall assure that the 30 spaces on the Second Church of Christ, Scientist, across Sylvan Meadows Drive to the north, shall remain available to the Girl Scout service center or that other satisfactory parking arrangements are made to satisfy the parking needs for the service center.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D (347) :

The entire construction program be accomplished in one phase, construction to begin on or before April 30, 1985, and completion to be not later than September 30, 1986.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-mentioned development plan shall be made in accordance with the provisions of Section 10-2.2708 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 27 of Title X of the Modesto Municipal Code relating to Planned-Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned-Development Zone, P-D (347) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of January, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton,
Acting Mayor Bright

NOES: Councilmembers: None

ABSENT: Councilmembers: Whiteside, Mayor Mensinger

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

APPROVED AS TO DESCRIPTION:

By William Purcell
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 84-23

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 10-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (MUIR TRAIL GIRL SCOUT COUNCIL)

WHEREAS, on January 17, 1984, the City Council introduced Ordinance No. 2236-C.S. giving approval to a project relating to an amendment to Section Map 10-3-9 of the Zoning Map of the City of Modesto to reclassify certain property from Medium Density Residential Zone, R-2, to Planned Development Zone, P-D(347)

_____ , and
WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 10-3-9 of the Zoning Map of the City of Modesto to reclassify certain property from Medium Density Residential Zone, R-2, to Planned Development Zone, P-D(347)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of January, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton,
Acting Mayor Bright

NOES: Councilmembers: None

ABSENT: Councilmembers: Whiteside, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-24

A RESOLUTION GRANTING IN PART AND DENYING IN PART THE APPEAL FILED BY MID-VALLEY ENGINEERING, INC., ON BEHALF OF STEVE MARCHICK, dba MIDAS MUFFLER, TO A DECISION OF THE BOARD OF ZONING ADJUSTMENT CONCERNING THE LANDSCAPE REQUIREMENT AND 5-FOOT SETBACK REQUIREMENT FOR A CONDITIONAL USE PERMIT IN THE H-1 ZONE, PROPERTY LOCATED ON THE WEST SIDE OF MC HENRY AVENUE NORTH OF UNION.

WHEREAS, an application for a conditional use permit in the H-1 Zone for a muffler shop and parking area on the west side of McHenry Avenue north of Union Avenue was filed by Midas Muffler on November 22, 1983, and

WHEREAS, Sections 10-2.1904(a) and 10-2.2903 of the Modesto Municipal Code authorize the Board of Zoning Adjustment to grant conditional use permits in the H-1 Zone, and

WHEREAS, a public hearing was held by the Board of Zoning Adjustment on December 15, 1983, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence both oral and documentary, was received and considered, and

WHEREAS, after holding said public hearing the Board of Zoning Adjustment adopted Resolution No. 1143 on December 15, 1983, which granted a conditional use permit in the H-1 Zone for a muffler shop and parking area on the west side of McHenry Avenue north of Union Avenue, subject to certain conditions as set forth in said Board of Zoning Adjustment Resolution No. 1143, and

WHEREAS, an appeal was filed with the City Council by Mid-Valley Engineering, Inc., on behalf of Steve Marchick, dba Midas Muffler, by letter dated December 27, 1983, to the landscape requirement and the five foot setback from the north property line as required by the Board of Zoning Adjustment as set forth in its Resolution No. 1143, and

WHEREAS, said appeal was set for hearing before the City Council of the City of Modesto in the Council Chambers, City Hall, 801 - 11th Street, Modesto, California, at 4:00 p.m., on January 17, 1984, at which hearing evidence, both oral and documentary, was taken and introduced, and

WHEREAS, after said public hearing, the Council found and determined that based on a revised plot plan which was submitted, the appeal filed by Mid-Valley Engineering, Inc., on behalf of Steve Marchick, dba Midas Muffler, to the decision of the Board of Zoning Adjustment, which granted a conditional use permit in the H-1 Zone for a muffler shop and parking area on the west side of McHenry Avenue north of Union Avenue, subject to certain conditions, should be granted in part and denied in part and that the decision of the Board of Zoning Adjustment should be affirmed in part and overruled in part for the following reasons:

1. The revised plot plan features a five foot setback from the north property line for the first 27 foot module of the 119 foot long building.

This 27 foot area will be landscaped to provide some visual relief from a high solid wall.

2. The lot is only 101 feet wide. It is more prudent to permit a wider driveway for vehicular turning movements than to set the entire building five feet back from the property line.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal filed by Mid-Valley Engineering, Inc., on behalf of Steve Marchick, dba Midas Muffler, to the Board of Zoning Adjustment decision, which granted a conditional use permit in the H-1 Zone for a

muffler shop and parking area on the west side of McHenry Avenue north of Union Avenue, subject to certain conditions, is hereby granted as to the westerly 92 feet of the building and denied as to the easterly 27 feet of the building, and the decision of the Board of Zoning Adjustment is hereby affirmed as to the easterly 27 feet of the building, and overruled as to the westerly 92 feet of the building for the reasons set forth above.

BE IT FURTHER RESOLVED that condition No. 1 of the H-1 Zone conditional use permit granted by Board of Zoning Adjustment Resolution No. 1143 is hereby modified to read as follows:

1. All development shall conform to the plot plan titled "Site Plan to accompany Conditional Use Permit Application" as amended in red, stamped approved by the City Council on January 17, 1984.

BE IT FURTHER RESOLVED that condition No. 2 of the H-1 Zone conditional use permit granted by Board of Zoning Adjustment Resolution No. 1143 is hereby deleted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of January, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution

adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-25

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR DRILLING, CASING, TESTING AND DEVELOPMENT OF
WELL NO. 49

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

SECTION 1. The plans and specifications for drilling, casing, testing
and development of Well No. 49

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on February 7, 1984, at 11:00 a.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 17th day of January, 1984,
by Councilmember Whiteside, who moved its adoption, which motion
being duly seconded by Councilmember Patterson, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-26

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE CONSTRUCTION AND/OR REPAIR OF CURBS, SIDEWALKS
AND ALLEYS IN THE HOUSING TARGET AREA NO. 3 - PHASE II

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

SECTION 1. The plans and specifications for the construction and/or repair of curbs, sidewalks and alleys in the Housing Target Area No. 3 - Phase II copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on February 7, 1984, at 11:05 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of January, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-27

A RESOLUTION ACCEPTING THE BIDS OF ACTION SPORTS, VAL'SPORTS, INC., BSN CORP., FRASER-EDWARDS SPORTS, MOHINDER SPORTS, INC., WESTAR SPORTING GOODS, INC., AND ATHLETIC SUPPLY OF CALIFORNIA FOR FURNISHING ATHLETIC AND RECREATIONAL EQUIPMENT
WHEREAS, Resolution No.83-782, adopted by the Council of the City of

Modesto on December 6, 1983 , approved the plans and specifications for the purchase of athletic and recreational equipment
and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of athletic and recreational equipment
were opened at 3:00 p.m. on December 27, 1983 , and later tabulated by the
Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bids of
Action Sports, Val'Sports, Inc., BSN Corp., Fraser-Edwards Sports, Mohinder Sports, Inc., Westar Sporting Goods, Inc., and Athletic Supply of California, in the amounts shown on the attached Schedule "A", be accepted as the lowest responsible bids.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that
the bids of the above-mentioned companies in the amounts listed on Schedule "A"
be accepted and the execution of a contract for the completion of the project
by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 17th day of January , 19 84, by Council-
member Whiteside , who moved its adoption, which motion being duly seconded by
Councilmember Patterson , was upon roll call carried and the resolution adopted by
the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

Val'Sports, Inc.	Item 17	\$ 630.48
Fraser-Edwards Sports	Item 16	27.03
Westar Sporting Goods, Inc.	Item 6	437.99
BSN Corp.	Items 1, 18, and 21	782.36
Mohinder Sports, Inc.	Items 2, 4, 27, 28, 29, and 30	1,368.49
Action Sports	Items 8, 9, 10, 19, 22, 24, 33, and 37	469.62
Athletic Supply of Calif.	Items 3, 5, 7, 11, 12, 13, 14, 15, 20, 23, 25, 26, 31, 32, 34, 35, and 36	4,372.68

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-28**

**A RESOLUTION ACCEPTING THE CONSTRUCTION OF CURB RAMPS - PROJECT NO. 5
AS COMPLETE**

**WHEREAS, a report has been filed by the Director of Engineering
that the construction of curb ramps - Project No. 5**

has been completed by Anthony Cartisano & Sons

in accordance with the contract agreement dated October 25, 1983.

**NOW, THEREFORE, BE IT RESOLVED that the construction of
curb ramps - Project No. 5**

be accepted from said contractor, Anthony Cartisano & Sons;

**that notice of completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$30,866
as provided in the contract, be authorized.**

**The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 17th day of
January, 1984, by Councilmember Whiteside, who
moved its adoption, which motion being duly seconded by Councilmember
Patterson, was upon roll call carried and the resolution
adopted by the following vote:**

**AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger**

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF IMPROVEMENTS ALONG CERTAIN STREETS IN THE CITY OF MODESTO

WHEREAS, Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required.

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

SECTION 1. The Council of the City of Modesto upon its own motion hereby orders the installation of the improvements described on the attached list.

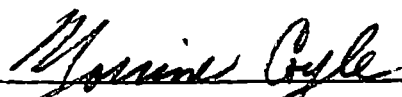
SECTION 2. The Superintendent of Streets is hereby directed to deliver, mail and post said notices in the manner specified in Sections 5876 through 5879 of the Streets and Highways Code.

SECTION 3. The 14th day of February , 1984 , at 7:30 o'clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California is set as the time and place where the Council will hear and pass upon objections or protests, if any, which may be raised by any property owner or other interested person relating to the proposed work.

SECTION 4. The Superintendent of Streets is hereby authorized to implement the provisions of this resolution in accordance with the procedure contained in Chapter 27, Part 3, Division 7 of the Streets and Highways Code of the State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of January , 1984 , by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Patterson , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

- a. Sidewalk at 1125 Amherst Avenue, a portion of Block 842.
(Ronald W. Posey)
- b. Curb and sidewalk at 713 California Avenue, a portion of Block 4104.
(Christine D. Harmon)
- c. Curb and Sidewalk at 725 California Avenue, a portion of Block 4104.
(Bill Weinmaster)
- d. Curb and sidewalk at 821 California Avenue, a portion of Block 4104.
(Westside Neighborhood Church)
- e. Curb and sidewalk along California Avenue at 717 Spencer Avenue, a
portion of Block 4104. (Carolyn F. Johnson Gamble)
- f. Sidewalk along Florida Avenue at 1430 Florida Avenue, a portion of Block
6059-A (James H. Towle)
- g. Curb and sidewalk at 164 E. Granger Avenue, a portion of Block 1235.
(Deborah Lenser)
- h. Curb and sidewalk at 200 E. Granger Avenue, a portion of Block 1235.
(Max Kleinknecht)
- i. Curb at 165 Village Road, a portion of Block 259. (Evert R. Stedman)
- j. Curb at 169 Village Road, Lot 16 of Block 259 (Robert A. Canfield)
- k. Curb along Village Road a 225 Las Palmas Avenue, a portion of Block 259.
(Gary E. Thomas)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-30

A RESOLUTION AUTHORIZING THE ISSUANCE OF THREE CHECKS TO
COMPENSATE UNDERLYING FEE OWNERS OF THE CITY'S OUTFALL
EASEMENTS FOR DAMAGES

WHEREAS, the City of Modesto's proposed Wastewater Treatment Plant improvement expansion project includes construction of a parallel outfall line from the City's existing Primary Wastewater Treatment Plant to the City's Remote Oxidation Ponds, and

WHEREAS, said parallel outfall line will be located in existing easements owned by the City of Modesto, and

WHEREAS, the construction of said outfall line in said easements will cause damages to and loss of existing crops located in said easements, and

WHEREAS, the City, pursuant to the original agreements by which it acquired said easements, must compensate the underlying fee owners of the easements for said damages to and loss of existing crops resulting from the construction of the parallel outfall line, and

WHEREAS, to establish a value for the damage to and loss of existing crops, the City staff has had the easements appraised by a real estate appraiser, and

WHEREAS, the Council desires to authorize the issuance of checks in the appraised amounts to the underlying fee owners of the three properties involved,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby authorize the issuance of three checks to the persons and in the amounts shown:

Walker D. Halliday, et ux	\$5150.00
Lewis William Lee, et al.	\$3100.00
David Verissimo, et ux	\$285.00

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of January 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

CITY OF MODESTO
IMPROVEMENT DISTRICT NO. 25

RESOLUTION NO. 84-31

RESOLUTION APPROVING ENGINEER'S REPORT ON
PROPOSED IMPROVEMENTS IN CITY OF MODESTO
IMPROVEMENT DISTRICT NO. 25 AND APPOINTING
TIME AND PLACE FOR HEARING PROTESTS TO SAID
IMPROVEMENTS AND CALLING FOR BIDS ON SAID
IMPROVEMENTS

WHEREAS, in accordance with prior proceedings duly had and taken, the Council of the City of Modesto (the "City") has declared its intention to and has determined to undertake proceedings pursuant to the Municipal Improvement Act of 1913 and issue bonds in said proceedings under the provisions of the Improvement Bond Act of 1915 for the construction in the City of Modesto, California, of sanitary sewer mains, laterals, wyes and manholes and the reconstruction of pavement disturbed by such construction in public streets and rights-of-way located in the following areas annexed to the City, namely: Yellowstone-Temperate Addition; Sherwood Forest No. 2; Robinhood Estates Annexation Addition; Scenic Bend Addition; Scenic Bend No. 2

Governmental Reorganization; and McHenry-Dry Creek Municipal Reorganizaton; in and for an assessment district in the City to be designated Improvement District No. 25; and

WHEREAS, this Council, by Resolution of Intention No. 83-751 heretofore duly adopted on November 8, 1983, declared its intention to order said improvements to be made; and

WHEREAS, this Council in and by said resolution referred said proposed improvements to the Director of Engineering Services as Engineer of Work, and directed said Engineer of Work to make and file in writing a report containing the matters specified in Section 10204 of the Streets and Highways Code; and

WHEREAS, in accordance with said resolution, said Engineer of Work on January 17, 1984, filed with the City Clerk of the City a report in writing containing the matters specified in said Section 10204 of the Streets and Highways Code, including the following:

- (a) Plans and specifications of said improvements;
- (b) A general description of the property necessary or convenient for the operation of said improvements;
- (c) An estimate of the cost of said improvements and of the cost of lands, rights-of-way, easements and incidental expenses in connection with said improvements;

(d) A diagram showing the assessment district and the boundaries and dimensions of the subdivisions of land within said district as they existed at the time of the passage of said Resolution of Intention, each of which subdivisions has been given a separate number upon said diagram; and

(e) A proposed assessment of the total amount of the cost and expenses of said improvements (after taking account of the contribution by the City) distributed and allocated upon the several subdivisions of land in said district in proportion to the estimated benefits to be received by such subdivisions, respectively, from said improvements, which assessment refers to the subdivisions by their respective numbers as assigned by said diagram; and

WHEREAS, said report has been duly presented by the City Clerk of the City to this Council for consideration and has been fully considered by this Council;

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

Section 1. The foregoing recitals are true and correct and this Council so finds and determines.

Section 2. Said report is hereby preliminarily approved by this Council.

Section 3. 4:00 o'clock P.M. on Tuesday, February 21, 1984, at the Council Chambers, City Hall, 801-11th Street, Modesto, California 95353, is hereby fixed

as the time and place for hearing protests to said proposed improvements. Any interested person may object to the proposed improvements, the extent of the assessment district or to the proposed assessment by filing a written protest with the City Clerk of the City at or before the time set for said hearing. Such protest must contain a description of the property in which each signer thereof is interested sufficient to identify the same and, if the signers are not shown on the last equalized assessment roll as the owners of such property, must contain or be accompanied by written evidence that such signers are the owners of such property. The City Clerk of the City shall endorse on each protest the date of its receipt and at said time appointed for said hearing shall present to this Council all protests filed with her.

Section 4. This Council hereby declares that liquidated damages, in the amount and under the conditions contained within Section 8.5 of the Specifications, will be assessed against the contractor for failure to complete the work as scheduled, and Section 8.5 of the Specifications is incorporated by reference as if fully set forth herein.

Section 5. The City Clerk of the City is hereby directed (a) to cause notices of said hearing to be posted in the time, form and manner provided by law, and (b) to cause a notice of said hearing to be published in the Modesto Bee in the time, form and manner provided by law, and (c) to give

notice by mail of the adoption of the Resolution of Intention for said proposed improvements and of the filing of said report to all persons owning real property proposed to be assessed in the time, form and manner provided by law.

Section 6. Upon the completion of the mailing of said notices, the City Clerk of the City is hereby directed to file with this Council an affidavit setting forth the time and manner of the compliance with the requirements of law for publishing, posting and mailing said notices.

Section 7. Michael B. Gilton, Associate Civil Engineer, Engineering Services, City of Modesto, City Hall, 801-11th Street, Modesto, California 95353, telephone (209) 577-5261, is hereby designated to answer inquiries regarding the protest proceedings.

Section 8. The City Clerk of the City is hereby directed to cause a notice to bidders inviting sealed proposals or bids for the making of said improvements, in substantially the form attached hereto, marked "Exhibit A" and made a part hereof, to be posted in three (3) public places in the City for two (2) succeeding weeks and to be published once a week for two (2) succeeding weeks in the Modesto Bee.

Section 9. Sealed bids for making said improvements shall be received at the time and place and in the manner specified in said notice.

PASSED AND ADOPTED this 17th day of January, 1984,

by the following vote: Moved by Councilmember Whiteside, seconded by Councilmember Patterson:

AYES: Councilmembers : Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Marianne Gyle*
City Clerk of the City of Modesto

[Seal]

APPROVED AS TO FORM

Elwyn L. Johnson
Elwyn L. Johnson, City Attorney

NOTICE TO CONTRACTORS

NOTICE IS HEREBY GIVEN that the City of Modesto, County of Stanislaus, State of California, will receive bids for the following work:

CONSTRUCTION OF IMPROVEMENT DISTRICT NO. 25

Each bid shall be in accordance with the plans, specifications, and other contract documents now on file with the Director of Engineering Services, 801 Eleventh Street, Modesto California, where they may be examined and a copy thereof obtained from said Director of Engineering Services, P. O. Box 642, Modesto, California 95353, upon a deposit of \$10.00, with checks made payable to the City of Modesto. The entire deposit is refundable if plans and specifications are returned in good condition within fifteen days after award of contract.

Bidders are hereby notified that pursuant to Section 1770 et seq. of the Labor Code of the State of California, the Director of Industrial Relations of the State of California, has ascertained the general prevailing rate of hourly wages and rates for legal holidays and overtime work in the locality where this work is to be performed, for each craft or type of worker or mechanic needed to execute the contract which will be awarded the successful bidder. The prevailing rates are on file in the office of the City Clerk, City Hall, 801 Eleventh Street, Modesto, California, and are available to any interested party on request.

Bidders' attention is hereby called to the nondiscrimination clause contained in Section 7 of the Specifications.

Bidders shall contact the City of Modesto Engineering Services Department the day prior to bid opening to obtain any addenda information. Submittal of a signed bid shall be evidence that the bidder has obtained this information and that the bid is based on any changes contained therein.

It shall be mandatory upon the Contractor to whom the contract is awarded, and upon any subcontractor under him, to pay not less than the said specified rates to all laborers, workers and mechanics employed by them in the execution of the contract.

Notice is also hereby given that all bidders may be required to furnish a sworn statement of their financial responsibility, technical ability and experience before award is made to any particular bidder.

"EXHIBIT A"

Before submitting bids, Contractors shall be licensed in accordance with the provisions of Sections 7000 through 7145, inclusive, of the Business and Professions Code of the State of California. The successful Contractor will be required to furnish two acceptable surety bonds; one for Faithful Performance and the other for Labor and Materials. Each bond is to be executed in a sum equal to one hundred per cent (100%) of the contract price. The successful Contractor will be required to obtain a business license from the City of Modesto and pay related fees.

A pre-bid conference will be held on Tuesday, January 31, 1984 at 2:00 o'clock P.M. in the Engineering Services Conference Room on the second floor of the Modesto City Hall. Prospective bidders will be allowed to ask questions. An explanation will be given on the requirements for use of project area businesses and residents, equal opportunities in contracts, and the use of small businesses and minority business enterprise sources of supplies and services.

On the outside of the bid envelope the bidder shall indicate the following:

1. NAME AND ADDRESS OF BIDDER.
2. NAME AND PROJECT ON WHICH BID IS SUBMITTED.
3. DATE AND TIME OF BID OPENING.

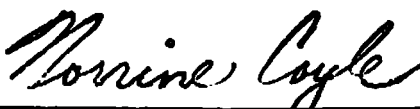
Each bid shall be made out on a form to be obtained at the office of the Director of Engineering; shall be accompanied by cash, certified or cashier's check, or bid bond, for not less than ten per cent (10%) of the amount of the bid, made payable to the order of the City Clerk, City of Modesto, California; shall be sealed and filed with the City Clerk, City Hall, Modesto, California, on or before February 7, 1984 at 3:00 o'clock P.M. and will be opened and publicly read aloud at about 3:00 o'clock P.M. of the day in the City Clerk's Office in the City Hall, Modesto, California.

The above-mentioned cash, check or bond shall be given as a guarantee that the bidder will enter into the contract if awarded to him, and will be declared forfeited if the successful bidder refuses to enter into said contract after being notified to do so by the City of Modesto, Stanislaus County, California.

The City reserves the right to reject any or all bids or to waive any informalities or minor irregularities in a bid.

No bidder may withdraw his bid for a period of one hundred and five (105) days after the date set for the opening thereof.

Date: January 17, 1983



NORRINE COYLE, City Clerk

CITY OF MODESTO

IMPROVEMENT DISTRICT NO. 25

RESOLUTION NO. 84-32

RESOLUTION OF PRELIMINARY DETERMINATION THAT THE PUBLIC CONVENIENCE AND NECESSITY REQUIRE THE CONSTRUCTION OF PUBLIC IMPROVEMENTS TO BE PAID FOR BY SPECIAL ASSESSMENTS WITHOUT COMPLIANCE WITH THE PROVISIONS OF THE SPECIAL ASSESSMENT INVESTIGATION, LIMITATION AND MAJORITY PROTEST ACT OF 1931; DESCRIBING THE PROPOSED IMPROVEMENTS AND THE DISTRICT PROPOSED TO BE ASSESSED TO PAY THEREFOR; AND SETTING A TIME AND PLACE OF HEARING THEREON

WHEREAS, in accordance with prior proceedings duly had and taken, the Council of the City of Modesto (the "City") has declared its intention to and has determined to undertake proceedings pursuant to the Municipal Improvement Act of 1913 and issue bonds in said proceedings under the provisions of the Improvement Bond Act of 1915 for the construction in the City of Modesto, California, of sanitary sewer mains, laterals, wyes and manholes and the reconstruction of pavement disturbed by such construction in public streets and rights-of-way located in the following areas annexed to the City, namely: Yellowstone-Temperate Addition; Sherwood Forest No. 2; Robinhood Estates Annexation Addition; Scenic Bend Addition; Scenic Bend No. 2

Governmental Reorganization and McHenry-Dry Creek Municipal Reorganization; in and for an assessment district in the City to be designated Improvement District No. 25; and

WHEREAS, this Council, by resolution duly adopted, appointed the Director of Engineering Services as Engineer of Work in said proceedings and authorized and directed such person to do and perform or cause to be done and performed all engineering work necessary in and for said proceedings, including the preparation of plans and specifications for said improvements and the descriptions of the acquisitions, together with estimates of costs thereof, and the preparation of a map of the assessment district, an assessment, diagram, and an assessment, and the supervision of the work; and

WHEREAS, said Engineer of Work on January 17, 1984, filed with the City Clerk of the City a report in writing containing the matters specified in Section 10204 of the Streets and Highways Code, which said report was preliminarily approved by this Council on January 17, 1984, and this Council fixed 4:00 o'clock P.M. on Tuesday, February 21, 1984, at the Council Chambers, City Hall, 801 - 11th Street, Modesto, California 95353, as the time and place for the hearing of protests relative to said proposed improvements, and provided for notice of said hearing;

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

Section 1. This Council hereby preliminarily determines that the public convenience and necessity require the construction of the proposed public improvements hereinafter described to be made and paid for in part by special assessments levied upon the property benefited, and this Council hereby further preliminarily determines that the necessary proceedings should be taken therefor pursuant to the Municipal Improvement Act of 1913 and bonds issued thereunder pursuant to the Improvement Bond Act of 1915 without compliance with the provisions of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 (being Division 4 of the Streets and Highways Code of the State of California).

Section 2. Said proposed improvements are briefly described as follows, to wit: The construction in the City of sanitary sewer mains, laterals, wyes and manholes and the reconstruction of pavement disturbed by such construction in public streets and rights-of-way located in the following areas annexed to the City, namely: Yellowstone-Temperate Addition; Sherwood Forest No. 2; Robinhood Estates Annexation Addition; Scenic Bend Addition; Scenic Bend No. 2 Governmental Reorganization; and McHenry-Dry Creek Municipal Reorganization; all as more particularly shown, designated, set forth and described in the plans, profiles, drawings and specifications thereof on file in the office of the City Clerk of the City. Said streets and rights-of-way are more

particularly shown on that certain map entitled "Proposed Boundaries, Improvement District No. 25, City of Modesto, Stanislaus County, State of California," on file with the City Clerk of the City.

Section 3. Said proposed improvements are to be constructed in that certain area designated "Improvement District No. 25," and the boundaries of which district within which said proposed improvements are to be made are shown on that certain map entitled "Proposed Boundaries, Improvement District No. 25, City of Modesto, Stanislaus County, State of California," on file in the office of the City Clerk of the City, which map is by such reference incorporated herein and made a part hereof. The description of said district by the foregoing reference to said map shall be and is hereby determined to be a sufficient description, in accordance with Resolution No. 9898 N.S. adopted by the Council of the City on July 23, 1952, of the boundary lines of the district proposed to be assessed to pay for said proposed improvements. This Council may make any changes or modifications in said proposed improvements or area or said district to the extent permitted by law.

Section 4. 4:00 o'clock P.M. on Tuesday, February 21, 1984, at the Council Chambers, City Hall 801 - 11th Street, Modesto, California 95353, is hereby fixed as the time and place when and where any and all persons interested, owning or having an interest in the real property

within said district may file written objections to undertaking said proceedings without the City first complying with the provisions of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 and may appear and show cause, if any they have, why this Council should not find and determine that the public convenience and necessity require said proposed public improvements without compliance with the Special Assessment Investigation, Limitation and Majority Protest Act of 1931.

Section 5. Notice of said hearing shall be given by the City Clerk of the City in conformity with the requirements of said Resolution No. 9898 N.S.

Section 6. Any person interested, owning, or having an interest in the real property within said district proposed to be assessed to pay for said improvements without the City first complying with the provisions of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 may, at or before the time fixed for said hearing, file with the City Clerk of the City written objections and may appear and show cause, if any they have, why this Council should not find and determine that the public convenience and necessity require said proposed public improvements without compliance with the Special Assessment Investigation, Limitation and Majority Protest Act of 1931. Any such objection shall bear a description of the property in which

each signer thereof is interested and a statement of the nature of his objection.

PASSED AND ADOPTED this 17th day of January, 1984,

by the following vote: Moved by Councilmember Whiteside, seconded by Councilmember Patterson:

AYES: Councilmembers : Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:



City Clerk of the City of Modesto

[Seal]

APPROVED AS TO FORM


Elwyn L. Johnson City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-33

A RESOLUTION DESIGNATING CERTAIN ROADS TO BE IN THE
FEDERAL- AID URBAN SYSTEM.

WHEREAS, under regulations issued by the Secretary of Transportation under the Federal-Aid Highway Act (Title 23 U.S. Code), the CITY with the concurrence of the California Department of Transportation, has been designated to select a Federal-Aid Urban System in this CITY.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it concurs in and approves the roads as graphically shown on Exhibit "A" and as designated in Exhibits "B" and "C" (all exhibits being attached hereto and hereby made a part of this resolution) as additions to and deletions from the Federal-Aid Urban System eligible for Federal-Aid in the City of Modesto, State of California, subject to the concurrence of the California Department of Transportation and approval of the Federal Highway Administration.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of January, 1984, by Councilmember Whiteside, who moved its adoption, which motion

being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

EXHIBIT A

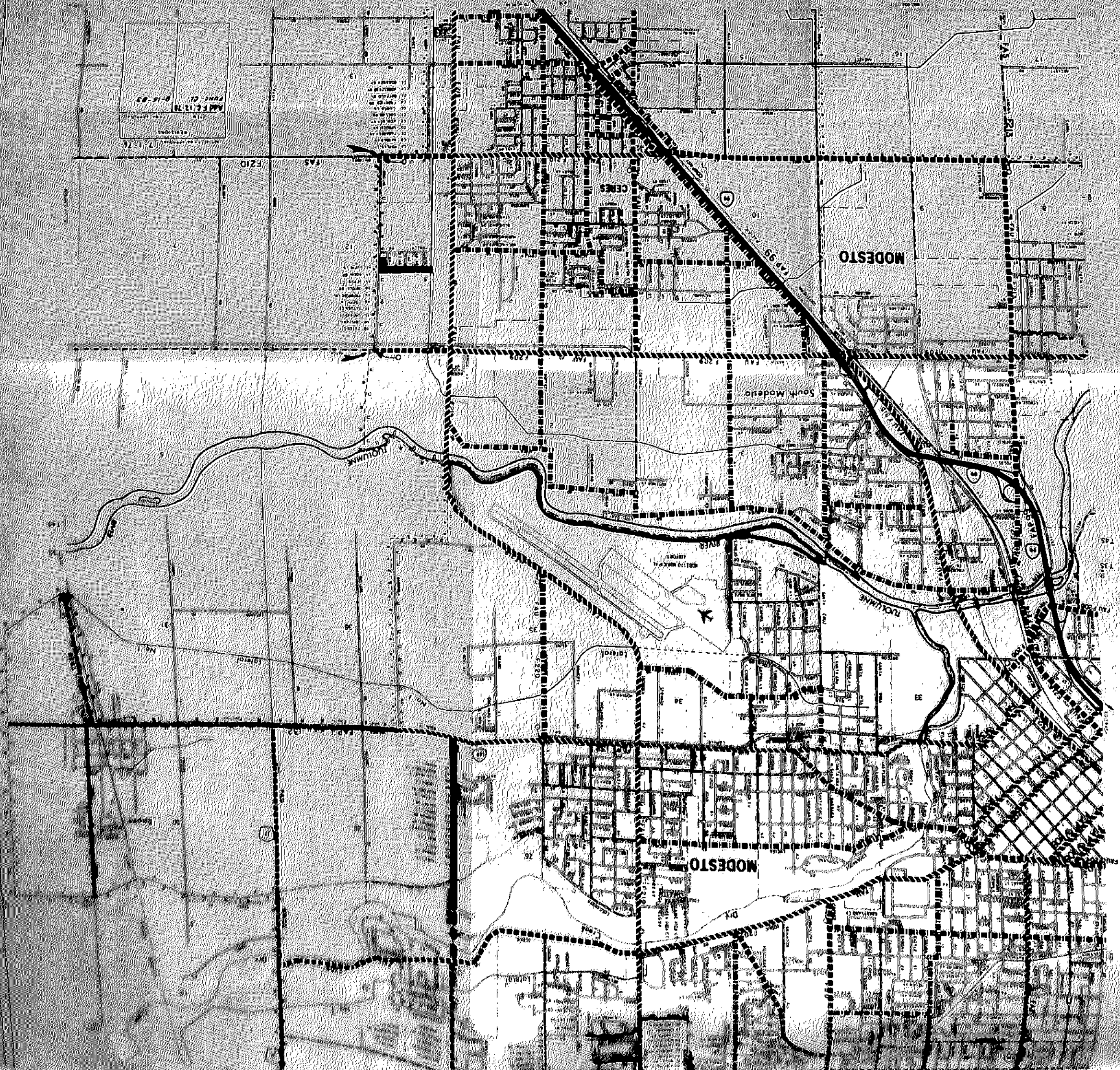
URBAN
FUNCTIONAL USAGE

LEGEND

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WITHOUT PERMISSION IN
WRITING FROM THE
ARCHITECTURAL RECORD
PUBLISHING COMPANY
1100 MARKET STREET
SAN FRANCISCO, CALIF. 94102
1978

ADD 5/13/78
PLANNING DIVISION
CITY OF SAN FRANCISCO

DEPARTMENT OF TRANSPORTATION
ARCHITECTURAL RECORD
PUBLISHING COMPANY
1100 MARKET STREET
SAN FRANCISCO, CALIF. 94102
1978



COUNTY STANISLAUS

FEDERAL AID SYSTEM

FAS FAU

URBAN AREA Modesto

NO. 3048

STREET/ROAD NAME	TERMINI		LENGTH 1/100 MILE (RESPON JURIS)				MAP SHEET NUMBER
	FROM	TO	STATE	COUNTY	CITY	TOTAL	
F221 Lincoln Avenue	FAP 132 Yosemite Blvd.	F205 Scenic Drive			1.16	1.16	8141
<p>NOTE: The existing street is not constructed across the Dry Creek area - an approximate distance of 0.25 - mile. Under the present functional classification, Lincoln Avenue is depicted as a select arterial. After inclusion in the Federal Aid system, a bridge will be constructed across Dry Creek to connect to Lakewood Avenue (F221).</p>							

URBAN LIMIT AND FAU SYSTEM
CHECKOFF LIST AND CERTIFICATION

Checkoff List

	<u>Limits</u>	<u>System</u>
County Resolution		
City Resolution		X
RTPA Approval	X	
Bus System	<u>Yes</u>	<u>No</u>
Bus Map	<u>Yes</u>	<u>No</u>
Bus Schedule	<u>Yes</u>	<u>No</u>

Certification

Routes are functionally classified as eligible for FAU system. NO

Routes are based on 1980 functional usage. YES

Local transit operators consulted. NO

Signature of employee preparing package *[Handwritten Signature]*

MODESTO CITY COUNCIL
RESOLUTION NO. 84-34

A RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION WITH THE DEPARTMENT OF TRANSPORTATION, UNITED STATES OF AMERICA, FOR A CAPITAL ASSISTANCE GRANT UNDER SECTION 9 OF THE URBAN MASS TRANSPORTATION ACT OF 1964, AS AMENDED, FOR THE DOWNTOWN TRANSPORTATION CENTER AND THE NEW BUS MAINTENANCE/ADMINISTRATION FACILITY AND BUS STORAGE YARD.

WHEREAS, the Secretary of Transportation is authorized to make grants for a mass transportation program of projects, and

WHEREAS, the contract for financial assistance will impose certain obligations upon the applicant, including the provision by it of the local share of the project costs in the program, and

WHEREAS, it is required by the U. S. Department of Transportation in accordance with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of an application for assistance under the Urban Mass Transportation Act of 1964, as amended, the applicant give an assurance that it will comply with Title VI of the Civil Rights Act of 1964 and the U. S. Department of Transportation requirements thereunder, and

WHEREAS, it is the goal of the applicant that minority business enterprise be utilized to the fullest extent possible in connection with these projects, and that definite procedures shall be established and administered to ensure that minority business shall have the maximum construction contracts, supplies, equipment contracts, or consultant and other services,

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Modesto:

1. That the City Manager of the City of Modesto is authorized to execute and file an application on behalf of the City of Modesto with the U. S. Department of Transportation to aid in the financing of planning,

capital and/or operating assistance projects pursuant to Section 9 of the Urban Mass Transportation Act of 1964, as amended.

2. That the City Manager of the City of Modesto is authorized to execute and file with such application an assurance or any other document required by the U. S. Department of Transportation effectuating the purposes of Title VI of the Civil Rights Act of 1964.

3. That Douglas J. Carmody, Director of Parking and Traffic, is authorized to furnish such additional information as the U. S. Department of Transportation may require in connection with the application for the program projects.

4. That the City Manager of the City of Modesto is authorized to set forth and execute affirmative minority business policies in connection with the program of projects' procurement needs.

5. That the City Manager of the City of Modesto is authorized to execute grant agreements on behalf of the City of Modesto with the U. S. Department of Transportation for aid in the financing of the planning, capital and/or operating assistance program of projects.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of January, 1984, by Councilmember Lang, who moved its adoption, which motion

being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside, Acting Mayor Bright

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

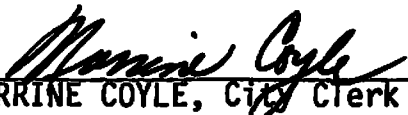
APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

CERTIFICATE

The undersigned duly qualified and acting City Clerk of the City of Modesto certifies that the foregoing is a true and correct copy of a resolution, adopted at a legally convened meeting of the City Council of the City of Modesto held on the 24th day of January, 1984.

(Seal)



NORRINE COYLE, City Clerk

January 24, 1984
Date

MODESTO CITY COUNCIL
RESOLUTION NO. 84-35

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR
PLANNED-DEVELOPMENT ZONE, P-D (348)_____.

WHEREAS, a verified application for an amendment to Section
21-3-9 of the Zoning Map was filed by C. Dwaine Carver
c/o Pacific Design Associates on November 15, 1983, to
reclassify from Low Density Residential Zone, R-1,
to Planned-Development Zone, P-D, the following described property:

All that certain real property situate in a portion of the northeast
quarter of the Southeast quarter of Section 21, Township 3 South,
Range 9 East, Mount Diablo Base and Meridian, in the City of Modesto,
County of Stanislaus, State of California, described as follows:

All of Parcel "A" as shown on the official parcel map filed in the office
of the Recorder of Stanislaus County, California, on January 10, 1980,
in Volume 30 of Parcel Maps, Page 6.

Including also all of the northern one-half of 60.00 foot wide East
Fairmont Avenue and the Eastern and Southern one-half of the 20-foot wide
alleys bounding Parcel "A" and all immediately adjacent to the above
described property.

WHEREAS, after public hearing held on December 19, 1983, and continued to January 3, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The density of the proposed P-D zone for one-story apartments corresponds to the previous P-D(248) zone which allowed 15 two-story condominium units.
2. The design and conditions of approval assure compatibility with the surrounding properties and serve the best interest of the neighbors.

WHEREAS, after a public hearing held on January 24, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of C. Dwaine Carver c/o Pacific Design Associates for a Planned-Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth above, and

WHEREAS, the Council has introduced Ordinance No. 2243 -C.S. on the 24th day of January, 1984, reclassifying the above-described property from Low Density Residential Zone, R-1. to Planned-Development Zone, P-D(348).

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

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(348) is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan titled "Site Plan - D. Carver, Fairmont Avenue, Modesto, CA" as amended in red, stamped approved by the Planning Commission on January 3, 1984.
2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation in accordance with Section 10-2.1515 of the Modesto Municipal Code. Screen landscaping shall be installed along the rear yards of the single-family homes on Fairmont Avenue when adjacent to parking.
3. Fencing shall be constructed prior to occupancy and shall be as follows:

Six-foot board fence with decorative masonry pilasters around the entire periphery except adjacent to Fairmont Avenue where 3 1/2 foot board fences with decorative masonry pilasters shall be installed as shown on the plan.
4. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.
5. Drainage shall be provided as required by the Director of Engineering Services.
6. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of the same building materials used in the major buildings as determined by the Director of Planning and Community Development.
7. All utilities shall be underground and cable television service shall be stubbed into all units.
8. Prior to occupancy the developer shall improve alley frontages as follows:

West alley to be graded and oiled to a width of 14 feet;
North alley to be graded and improved as necessary to meet existing pavement, with use of paving material of the same type as the existing pavement.

9. All signs shall comply with the sign requirements of the R-1 zone.
10. All curbcuts serving two-way driveways shall be widened to 35 feet in width.
11. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D (348) :

Construction to begin on or before March 31, 1986, and completion to be no later than March 31, 1987.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-mentioned development plan shall be made in accordance with the provisions of Section 10-2.2708 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 27 of Title X of the Modesto Municipal Code relating to Planned-Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned-Development Zone, P-D (348) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of January, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside,
Acting Mayor Bright

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

APPROVED AS TO DESCRIPTION:

By William J. McInnis
Department of Planning and
Community Development

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-36**

**A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL
ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING
AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF
DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING
TO AN AMENDMENT TO SECTION MAP 21-3-9 OF THE ZONING MAP OF THE
CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON.
(C. DWAIN CARVER)**

**WHEREAS, on January 24, 1984, the City Council
introduced Ordinance No. 2243-C.S. giving approval to a project relating
to an amendment to Section Map 21-3-9 of the Zoning Map of the City of Modesto
to reclassify certain property from Low Density Residential Zone, R-1, to
Planned Development Zone, P-D(348)**

**WHEREAS, the City Council certifies that at said Council meeting it
reviewed and considered the findings of the City of Modesto Environmental Assessment
Committee which resulted in a negative declaration in regard to the environmental
impact of the subject project,**

**NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the Director of Planning and Community Development of the City of Modesto is
hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice
of Determination in regard to the environmental impact of the subject project
relating to an amendment to Section Map 21-3-9 of the Zoning Map of the City of Modesto
to reclassify certain property from Low Density Residential Zone, R-1, to
Planned Development Zone, P-D(348)**

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of January, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside, Acting Mayor Bright

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-37

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR FURNISHING A FIRE HOSE

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

SECTION 1. The plans and specifications for the purchase of a fire hose

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on February 21, 1984, at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of January, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside,
Acting Mayor Bright

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:



NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-38

A RESOLUTION ACCEPTING THE BID OF THREE RIVERS CONSTRUCTION FOR THE REPLACEMENT OF M.I.D. IRRIGATION LINE ALONG EMERALD AVENUE AND ACROSS KANSAS AVENUE, AND RELIEVING THE LOW BIDDER OF HIS BID.

WHEREAS, Resolution No. 83-819, adopted by the Council of the City of Modesto on December 20, 1983, approved the plans and specifications for the replacement of M.I.D. irrigation line along Emerald Avenue and across Kansas Avenue and authorized the calling for bids, and

WHEREAS, the bids received for the replacement of M.I.D. irrigation line along Emerald Avenue and across Kansas Avenue were opened at 11:00 a.m. on January 10, 1984, and later tabulated by the Director of Engineering for the consideration of the Council, and

WHEREAS, the apparent low bidder, Wayne Fregien, has requested permission to withdraw his bid on the grounds that a mistake was made in filling out the bid consisting of "the omission of paving materials and labor prices and a clerical error adding the amount to the job cost", and

WHEREAS, the Director of Engineering Services has determined that said error was made in filling out the bid and not due to error in judgment or to carelessness in inspecting the site of the work or in reading the plans or specifications and has recommended that the low bidder, Wayne Fregien, be relieved of his bid, and

WHEREAS, the Director of Engineering has recommended that the bid of the next lowest bidder, Three Rivers Construction, in the amount of \$29,455.00 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the apparent low bidder, Wayne Fregien, be relieved of his bid due to the error that was made in filling out his bid.

BE IT FURTHER RESOLVED that the bid of Three Rivers Construction in the amount of \$29,455.00 for the replacement of M.I.D. Irrigation line along Emerald Avenue and across Kansas Avenue be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of January, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside,
Acting Mayor Bright

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-39

A RESOLUTION ACCEPTING THE BID OF DOW HAMMOND FOR FURNISHING ONE SEWER RODDER TRUCK

WHEREAS, Resolution No. 83-693, adopted by the Council of the City of Modesto on December 13, 1983, approved the plans and specifications for the purchase of one sewer rodder truck and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of one sewer rodder truck were opened at 3:00 p.m. on January 10, 1983, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Dow Hammond in the amount of \$33,607 be accepted as the lowest responsible bid,


NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Dow Hammond in the amount of \$33,607 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of January, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside,
Acting Mayor Bright

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-40

A RESOLUTION ACCEPTING THE BID OF DUNNE QUALITY PAINTS FOR FURNISHING THE CITY'S ANNUAL REQUIREMENTS OF MAINTENANCE PAINT

WHEREAS, Resolution No. 83-805, adopted by the Council of the City of Modesto on December 13, 1983, approved the plans and specifications for the purchase of annual requirements of maintenance paint and authorized the calling for bids; and

WHEREAS, the bids received for the annual requirements of maintenance paint were opened at 3:10 p.m. on January 3, 1984, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Dunne Quality Paints in the amount of \$6,100 be accepted as the lowest responsible bid,

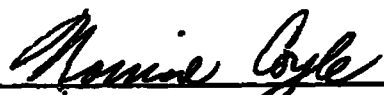
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Dunne Quality Paints in the amount of \$6,100 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of January, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside,
Acting Mayor Bright

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-41

A RESOLUTION ACCEPTING THE BID OF THE TIRE STORE FOR FURNISHING THE CITY'S ANNUAL TIRE RECAPPING REQUIREMENTS

WHEREAS, Resolution No. 83-806 adopted by the Council of the City of Modesto on December 13, 1983 , approved the plans and specifications for the City's annual tire recapping requirements and authorized the calling for bids; and

WHEREAS, the bids received for the annual tire recapping requirements were opened at 3:00 p.m. on January 3, 1984 , and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of The Tire Store in the amount of \$20,000 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of The Tire Store in the amount of \$20,000 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of January , 1984 , by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside,
Acting Mayor Bright

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-42

A RESOLUTION ACCEPTING THE ORDER OF 9 NEW GILLIG BUSES AS COMPLETE, AND
AUTHORIZING FINAL PAYMENT TO GILLIG

WHEREAS, a report has been filed by the Director of Parking and
Traffic that the order of 9 new Gillig buses

has been completed by Gillig Corporation,

in accordance with the contract agreement dated December 8, 1982.

NOW, THEREFORE, BE IT RESOLVED that the 9 new Gillig buses and
related items
be accepted from the Gillig Corporation;

and that payment of amounts due in the amount of \$3,600
as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 24th day of
January, 1984, by Councilmember Lang, who
moved its adoption, which motion being duly seconded by Councilmember
Whiteside, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside,
Acting Mayor Bright
NOES: Councilmembers: None
ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-43

A RESOLUTION FINDING THAT THE WATER QUALITY CONTROL PLANT EXPANSION PROJECT, UNIT 4 PROJECT, IS SUBSTANTIALLY COMPLETE, GRANTING A REDUCTION IN RETENTION OF THE CONTRACT AMOUNT, AND RELEASING KAWEAH CONSTRUCTION COMPANY FROM MAINTENANCE ON THE PROJECT (PROJECT NO. C-06-1063-213-04).

WHEREAS, the City has received a request by Kaweah Construction Co. for a reduction in retention and release from maintenance on the Water Quality Control Plant Expansion Project, Unit 4, Project No. C-06-1063-213-04, and

WHEREAS, the project is substantially complete except for a few minor items of construction and final contractual paper work, and

WHEREAS, pursuant to Section 53067 of the Government Code and the project specifications, a reduction in retention to two and one-half percent (2-1/2%) of the contract price is permissible, and

WHEREAS, City staff has reported that the Unit 4 Project is substantially complete and a release from maintenance on the project is an appropriate request.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby find that the Water Quality Control Plant Expansion Project, Unit 4, Project No. C-06-1063-213-04, is substantially complete and authorizes a reduction in retention of amounts withheld from progress billings from five percent (5%) to two and one-half percent (2-1/2%) of the contract amount.

BE IT FURTHER RESOLVED that Kaweah Construction Company is hereby released from maintenance of all equipment and material systems constructed under the project contract, provided that this release from maintenance does not negate any contract provisions concerning warranties or guarantees nor does it constitute final acceptance.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of January, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside, Acting Mayor Bright

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-44

A RESOLUTION AMENDING THE ANNUAL BUDGET OF THE CITY OF MODESTO FOR FISCAL YEAR 1983-84 TO PROVIDE FOR OPERATING EXPENSES AND DEBT SERVICING OF THE METHANE GAS GENERATION FUND, FUND NO. 74.

WHEREAS, the delivery of fuel to City departments from the City's Methane Gas Generating Plant will be on a reimbursable basis, and

WHEREAS, it is necessary to appropriate funds to support the Methane Gas Generating Plant's operating budget and debt service requirements, and

WHEREAS, it is necessary to estimate revenues to finance the required appropriations.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Annual Budget of the Methane Gas Generation Fund, Fund 74, for fiscal year 1983-84 be amended as follows:

1. The amount of \$12,000 be appropriated for account no. 223.00-5820-74, M & R Equipment.
2. The amount of \$28,000 be appropriated for account no. 330.00-5820-74, Utilities.
3. The amount of \$70,135 be established in the appropriate General Ledger accounts to meet debt service requirements.
4. The amount of \$152,440 be estimated as revenue in account no. 220-5820-74, Methane Sales.

BE IT FURTHER RESOLVED that the Director of Finance is hereby authorized to take the necessary steps to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of January

1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside, Acting Mayor Bright

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-45

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
LES PAGE FOR CONSULTING SERVICES FOR CATV FRANCHISE NEGOTIATIONS**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Les Page for
consulting services for CATV franchise negotiations

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 24th day of
January, 1984, by Councilmember Lang,
who moved its adoption, which motion being duly seconded by Council-
member Whiteside, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside,
Acting Mayor Bright

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-46

A RESOLUTION COMMENDING THE CALIFORNIA ELECTED WOMEN'S ASSOCIATION FOR EDUCATION AND RESEARCH ON THE OCCASION OF ITS 10TH ANNIVERSARY.

WHEREAS, the CALIFORNIA ELECTED WOMEN'S ASSOCIATION FOR EDUCATION AND RESEARCH was founded in February, 1974 as the first statewide association to facilitate the elction of women to public office, and

WHEREAS, CEWAER's membership encompasses women and men in a wide variety of public offices, including senators, members of the assembly, supervisors, councilmembers, mayors, members of school boards, community college trustees, members of Boards of Equalization, government executives, and individuals interested in the political process, and

WHEREAS, CEWAER encourages women to run for public office by providing a network of support, and information for current and aspiring office holders, by offering a forum for women who hold public office, by sponsoring seminars on campaign strategies, techniques, and political skills, and by educating women on public issues and stimulating research on women and their role in government, and

WHEREAS, CEWAER has been the crucible for an increase in the number of women elected to hold public office in California and has been the inspiration for the establishment of similar organizations in other states around the country.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Modesto that it does hereby congratulate CEWAER on the completion of its first decade of service to women and to the entire state of California by helping women increase their participation in elected and appointed offices and does further extend to CEWAER its sincere best wishes for continued and expanded success in the future.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of January, 1984 by Councilmember Lang who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside, Acting Mayor Bright

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-47

RE-

A RESOLUTION /APPOINTING MEMBER OF THE BOARD OF ZONING ADJUSTMENT (CAROLE DAVIS)

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions;

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

SECTION 1. The following person is hereby ^{re-}appointed to the Board of Zoning Adjustment for the respective term as indicated:

Carole Davis

Term to expire December 31, 1987

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly ^{re-}appointed member of the Board of Zoning Adjustment and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of January, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Lang, Muratore, Patterson, Sutton, Whiteside, Acting Mayor Bright
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-48

A RESOLUTION AUTHORIZING THE CITY MANAGER TO FILE AN AMENDED LOCAL TRANSPORTATION FUND CLAIM WITH THE STANISLAUS AREA ASSOCIATION OF GOVERNMENTS (SAAG) FOR FY 1983-84 TO PROVIDE FUNDING FOR DIAL-A-RIDE.

WHEREAS, funding for the City of Modesto's Dial-A-Ride was originally claimed under Article 4 of the Transportation Development Act, and

WHEREAS, it is desirable to fund Dial-A-Ride under Article 8 of the Transportation Development Act, and

WHEREAS, filing of an amended Local Transportation Claim for 1983-84 will not affect the Annual Budget of the City of Modesto for FY 1983-84,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the City Manager is authorized to file an amended Local Transportation Claim for FY 1983-84 with the Stanislaus Area Association of Governments (SAAG) to transfer funding of the City of Modesto's Dial-A-Ride from Article 4 to Article 8 of the Transportation Development Act.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-49

A RESOLUTION ADOPTING A POLICY ALLOWING PROPERTY OWNERS, AT THEIR REQUEST, TO KEEP THE WOOD FROM FELLED CITY STREET TREES

WHEREAS, current City policy requires all wood from City tree removals be hauled away; and

WHEREAS, the City Council deems it desirable to adopt a policy allowing property owners, at their request, to keep the wood from felled City street trees.

BE IT HEREBY RESOLVED that the City Council of the City of Modesto does hereby adopt the policy entitled, "Policy for Leaving of Wood from Felled City Street Trees;" a copy of which is attached hereto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February, 1984, by Councilmember Patterson , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

POLICY FOR LEAVING OF WOOD FROM FELLED CITY STREET TREES

Wood that is cut from a felled City street tree (or trees), which is to be removed from the street right-of-way or planting easement in front of private property, may be placed on said private property, subject to the following conditions:

1. The wood will be cut into sizes small enough for the City's employees to move but will not be cut to fireplace length.
2. The wood will be moved by the City's employees off of the easement or the right-of-way onto the private property to a location designated by the property owner.
3. The property owner agrees that the wood shall be used only for the purpose of firewood by the property owner and will not be sold, bartered, or traded for profit by property owner.
4. The property owner agrees to take full responsibility for the wood immediately upon its being moved onto the private property of the property owner.
5. The property owner agrees to waive any claims against the City of Modesto and its officers, agents and employees for any damages which may occur to the private property by the placement of wood thereon by the City's employees.
6. The property owner agrees to indemnify, defend, and hold harmless the City of Modesto and its officers, agents, and employees from any and all claims, demands, actions, losses, liabilities for bodily injury, damages to real or personal property, and costs, including all costs of defense caused by, arising out of, or in any way relating to the placement or keeping of wood from felled City street trees on private property, and whether arising from the acts or omissions of the property owner or of other parties, or from the acts or omissions of the City of Modesto or its officers, agents, or employees.

Adopted 2/7/84

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-50**

**A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATERLINE EXTENSION IN BLOCK 101
AS COMPLETE**

**WHEREAS, a report has been filed by the Director of Engineering
that the construction of waterline extension in Block 101**

has been completed by Joe Martin Pipeline, Inc.

in accordance with the contract agreement dated August 23, 1983.

**NOW, THEREFORE, BE IT RESOLVED that the construction of
waterline extension in Block 101**

be accepted from said contractor, Joe Martin Pipeline, Inc.;

**that notice of completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$14,046.42
as provided in the contract, be authorized.**

**The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 7th day of
February, 1984, by Councilmember Patterson, who
moved its adoption, which motion being duly seconded by Councilmember
Whiteside, was upon roll call carried and the resolution
adopted by the following vote:**

**AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger**

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-51**

A RESOLUTION ACCEPTING THE CONSTRUCTION OF ROOF REPAIR OF PARKING AND TRAFFIC BUILDING AT CITY CORPORATION YARD, BLOCK 436 AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering that the construction of roof repair of Parking and Traffic Building at City Corporation Yard, Block 436 has been completed by Sierra Roofing

in accordance with the contract agreement dated November 1, 1983.

NOW, THEREFORE, BE IT RESOLVED that the construction of roof repair of Parking and Traffic building at City Corporation Yard, Block 436 be accepted from said contractor, Sierra Roofing;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$11,700 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February, 1984, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

**ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 84-52

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE RECONSTRUCTION OF THE GENERAL AVIATION AREA
TIEDOWN

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

SECTION 1. The plans and specifications for the reconstruction of the
general aviation area tiedown

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on February 28, 1984, at 11:00 a.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 7th day of February, 1984,
by Councilmember Patterson, who moved its adoption, which motion
being duly seconded by Councilmember Whiteside, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:



NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-53

A RESOLUTION ACCEPTING THE BID OF NATIONAL CAR RENTAL FOR FURNISHING FOUR USED CARS

WHEREAS, Resolution No.83-802, adopted by the Council of the City of Modesto on December 13, 1983 , approved the plans and specifications for the purchase of two detective sedans and authorized the calling for bids; and


WHEREAS, the bids received for the furnishing of the used detective sedans were opened at 3:15 p.m. on January 3, 1984 , and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of National Car Rental in the amount of \$33,899 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of National Car Rental in the amount of \$33,899 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February , 1984 , by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-54

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF WATER PUMP REPAIR SERVICES FROM OSTERBERG AND STEWART FOR THE REPAIR OF WATER PUMP #44

WHEREAS, the Utility Services Water Division is requesting the purchase of services to repair Water Pump #44; and

WHEREAS, because of the urgency of the situation, informal quotes were received from three firms in the local area, with Osterberg & Stewart providing the lowest figure.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of services to repair Water Pump #44 is hereby waived.


BE IT FURTHER RESOLVED that purchase of water pump repair services from Osterberg and Stewart for the total price of \$5,136, is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February, 1984, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-55

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF TRAFFIC SIGNAL REPAIR PARTS FROM ECONOLITE CORPORATION

WHEREAS, the Utility Services Electrical Division has requested parts to be used to repair Econolite traffic signals located throughout the City; and

WHEREAS, Econolite Corporation, located in Foster City, is the sole supplier of the necessary parts.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of traffic signal repair parts is hereby waived.


BE IT FURTHER RESOLVED that purchase of traffic signal repair parts from Econolite Corporation for the total amount of \$9,041, is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February, 1984, by Councilmember Patterson , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-56

A RESOLUTION ACCEPTING THE BID OF ISAAC M. ESHO FOR FURNISHING THE CONCESSION SERVICE AT BEYER PARK

WHEREAS, Resolution No.84-2 , adopted by the Council of the City of Modesto on January 3 , 1984 , approved the plans and specifications for the purchase of concession services at Beyer Park and authorized the calling for bids; and

WHEREAS, the bids received for the concession service at Beyer Park were opened at 3:00 p.m. on January 24, 1984 , and later tabulated by the Director of Finance for the consideration of the Council; and

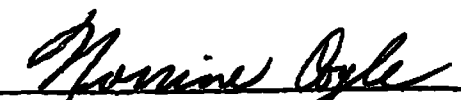
WHEREAS, the Director of Finance has recommended that the bid of Isaac M. Esho be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Isaac M. Esho be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February , 1984 , by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-57

A RESOLUTION ADOPTING A POLICY THAT WOULD ALLOW GROUPS TO RESERVE THE ENSLEN PARK HORSESHOE FACILITY

WHEREAS, current City policy on usage of the horseshoe pits is on a "first-come, first-served" basis; and

WHEREAS, the City Council deems it desirable to adopt a policy allowing groups to reserve the Enslen Park horseshoe facility.

BE IT HEREBY RESOLVED that the City Council of the City of Modesto does hereby adopt a policy allowing groups to reserve the Enslen Park horseshoe facility, a copy of which is attached hereto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February, 1984, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:



NORRINE COYLE, City Clerk



**City Council
Policy**

EFFECTIVE DATE
February 7, 1984

POLICY NO.
6.014

CITY of MODESTO

CITY DEPARTMENT
Parks & Recreation

Subject Horseshoe Tournaments at Enslen Park

Purpose:

To respond to request for reservation of the Enslen Park horseshoe pits for tournaments.

Background:

In the past, horseshoe pit use was permitted on a first-come, first-served basis. It is now believed that allowing people to reserve the horseshoe pits for tournaments would be a benefit to the community.

Policy:

THAT tournaments are permitted at Enslen Park horseshoe pit facility with the approval of the Director of Parks and Recreation, under the following provisions:

1. Petitioner must be a Modesto resident.
2. Tournaments allowed one weekend per month.
3. Same organization cannot reserve two consecutive months for a tournament.
4. The policy will be reviewed one year after its adoption.

LEGISLATIVE HISTORY

Res. No. 84-57

MODESTO CITY COUNCIL
RESOLUTION NO. 84-58

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF PETER DUTTON FROM THE HUMAN RELATIONS COMMISSION, EFFECTIVE FEBRUARY 7, 1984

WHEREAS, Peter Dutton was appointed a member of the Human Relations Commission on March 17, 1981; and

WHEREAS, Peter Dutton has tendered his resignation from the Human Relations Commission, effective February 7, 1984; and

WHEREAS, Peter Dutton has been a devoted and sincere public servant and has contributed greatly to our civic progress.

NOW, THEREFORE, BE IT RESOLVED that the resignation of Peter Dutton from the Human Relations Commission be, and hereby is accepted with regret.

BE IT FURTHER RESOLVED that the Council of the City of Modesto, on its own behalf, and on behalf of the citizens of this City, hereby expresses its sincere appreciation to Peter Dutton for his outstanding service to the community.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February, 1984, by Councilmember Patterson , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-59

A RESOLUTION CONSENTING TO A RECISSION OF THE DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR RACQUET CLUB TOWNHOUSES SUBDIVISION, AND APPROVING THE RECORDATION OF A REVISED DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR SAID SUBDIVISION

WHEREAS, by Resolution No. 83-519, adopted on August 9, 1983, the Council of the City of Modesto approved the recordation of the final subdivision map of Racquet Club Townhouses Subdivision, and

WHEREAS, in accordance with the requirements of condition number 4 of Planning Commission Resolution No. 83-33, adopted on March 7, 1983, approving the tentative map of said subdivision, a Declaration of Covenants, Conditions and Restrictions was recorded concurrently with the final map, and

WHEREAS, Fred A. Earle III, the owner of the subject property, has requested the consent of the City of Modesto in order to rescind said Declaration of Covenants, Conditions and Restrictions, and has requested that the City of Modesto approve the recordation of a revised Declaration, and

WHEREAS, the Council of the City of Modesto desires to give its consent to such recission, and to approve the recordation of a revised Declaration of Covenants, Conditions and Restrictions,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, that it does hereby consent to the recission of the Declaration of Covenants, Conditions and Restrictions for Racquet Club Townhouses Subdivision, recorded on August 10, 1983, at Book 3708, Page 107, in the Office of the Stanislaus County Recorder, and that it does hereby approve the recordation of a revised Declaration of Covenants, Conditions and Restrictions for said subdivision; provided, however, that such consent to recission shall

be effective only upon the concurrent recordation of a certified copy of this Resolution, together with the revised Declaration of Covenants, Conditions and Restrictions in the Office of the Stanislaus County Recorder.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February, 1984, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

- AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
- NOES: Councilmembers: None
- ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-60**

SUPPLEMENT NO. 20

**A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND THE
LOCAL AGENCY - STATE AGREEMENT NO. 10-5059**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
Supplement No. 20
that the/agreement between the City of Modesto and the Local Agency -
State Agreement No. 10-5059 in the process of obtaining Federal funds for the
reconstruction of Oakdale Road from Briggsmore to Floyd

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 7th day of
February, 1984, by Councilmember Patterson,
who moved its adoption, which motion being duly seconded by Council-
member Whiteside, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-61

A RESOLUTION ACCEPTING A STATE CONSTRUCTION GRANT FOR WATER QUALITY CONTROL PLANT IMPROVEMENTS AND DISPOSAL FACILITIES (UNITS 1 AND 4)

WHEREAS, on January 10, 1984, the City Council accepted a grant from the Environmental Protection Agency in the amount of \$9,262,500 for the construction of Water Quality Control Plant Improvements (Units 1 and 4); and

WHEREAS, on January 19, 1984, we received a grant offer from the State Water Resources Control Board for their portion of the financing on the project, in the amount of \$1,543,750.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby accepts the grant offer from the State Water Resources Control Board in the amount of \$1,543,750 for Water Quality Control Plant improvements and disposal facilities (Units 1 and 4), and authorizes the City Manager to execute the document on behalf of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February, 1984, by Councilmember Patterson , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-62

A RESOLUTION AMENDING RESOLUTION NO. 84-30 AND AUTHORIZING THE ISSUANCE OF A CHECK TO COMPENSATE UNDERLYING FEE OWNERS OF THE CITY'S OUTFALL EASEMENTS FOR DAMAGES.

WHEREAS, the City of Modesto's proposed Wastewater Treatment Plant improvement expansion project includes construction of a parallel outfall line from the City's existing Primary Wastewater Treatment Plant to the City's Remote Oxidation Ponds, and

WHEREAS, said parallel outfall line will be located in existing easements owned by the City of Modesto, and

WHEREAS, the construction of said outfall line in said easements will cause damages to and loss of existing crops located in said easements, and

WHEREAS, the City, pursuant to the original agreements by which it acquired said easements, must compensate the underlying fee owners of the easements for said damages to and loss of existing crops resulting from the construction of the parallel outfall line, and

WHEREAS, to establish a value for the damage to and loss of existing crops, the City staff has had the easements appraised by a real estate appraiser, and

WHEREAS, by Resolution No. 84-30 adopted by the Council on January 17, 1984, the Council authorized the issuance of checks, one of which was authorized to Verissimo, et ux in the amount of \$285.00, and

WHEREAS, since the adoption of said Resolution No. 84-30, the Verissimos have changed the use of their property and additional compensation is warranted, and

WHEREAS, the Council desires to authorize the issuance of a check in the revised appraised amount to Verissimo, et ux.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby authorize the issuance of a check to Verissimo, et ux in the amount of \$355.00 and that this authorization supersedes and replaces the authorization for a check to Verissimo, et ux set forth in Resolution No. 84-30.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February, 1984, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-63

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$4,418 FROM CONTINGENCY RESERVE TO PROVIDE FUNDING FOR PROFESSIONAL SERVICES AT THE MODESTO CITY-COUNTY AIRPORT

BE IT RESOLVED by the Council of the City of Modesto that the following appropriation transfer(s) are approved:

FROM:	Contingency Reserve	\$4,418
TO:	Services, Professional & Other	\$4,418

An appropriation transfer is necessary to provide the funds to pay the contractor who was awarded damages by the court as a result of litigation from the construction of T-Hangar "J" at the Modesto City-County Airport.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February, 19 84, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-64**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
W.P. WESSON, JR. FOR THE LEASE OF 2.66+ ACRES OF WESSON RANCH PARK SITE**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and W.P. Wesson, Jr.
for the lease of 2.66+ acres of Wesson Ranch Park site

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 7th day of
February, 19 84, by Councilmember Patterson
who moved its adoption, which motion being duly seconded by Council-
member Whiteside, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-65**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JOHN AND PAULA HUMPHREY FOR THE LEASE OF THE FORMER MOODY HOUSE AT 2840 LINCOLN AVENUE AND THE FORMER DOIDGE PASTURE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and John and Paula Humphrey for the lease of the former Moody house at 2840 Lincoln Avenue and the former Doidge pasture

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February, 1984, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-66

AMENDED

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND JOHN AND PAULA HUMPHREY FOR THE LEASE OF THE FORMER MOODY HOUSE AT 2840 LINCOLN AVENUE, CHANGING THE INSURANCE CLAUSE TO REFLECT THE TYPE OF INSURANCE CARRIED ON THE PASTURE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the ^{amended} agreement between the City of Modesto and John and Paula Humphrey for the lease of the former Moody house at 2840 Lincoln Avenue, changing the insurance clause to reflect the type of insurance carried on the pasture be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February, 1984, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-67**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ESCO AVIATION FOR THE LEASE OF HANGAR NO. 2, OFFICE BUILDING NO. 2, 25 TIE-DOWNS AND FUEL ISLAND NO. 2 AT THE AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Esco Aviation for the lease of Hangar No. 2, Office Building No. 2, 25 tie-downs and Fuel Island No. 2 at the Airport

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February, 19 84, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-68**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ESCO AVIATION, PERMITTING THEM TO OPERATE AS A FIXED BASE OPERATOR AT THE MODESTO CITY-COUNTY AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Esco Aviation, permitting them to operate as a fixed base operator at the Modesto City-County Airport

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February, 1984, by Councilmember Patterson who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-69**

TERMINATION OF

**A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
VALLEY FREIGHT EXPRESS FOR LEASE OF 500 SQ.FT. OF THE AIRPORT TERMINAL**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
termination of
**that the /agreement between the City of Modesto and Valley Freight
Express for lease of 500 sq. ft. of the Airport terminal**

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 7th day of
February, 1984, by Councilmember Patterson,
who moved its adoption, which motion being duly seconded by Council-
member Whiteside, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norine Coyle*
NORINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-70**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
DR. L.K. NAPTON OF THE INSTITUTE FOR ARCHAEOLOGICAL RESEARCH, CALIFORNIA STATE
COLLEGE, STANISLAUS, FOR ARCHAEOLOGICAL CONSULTING SERVICES**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Dr. L.K. Napton of
the Institute for Archaeological Research, California State College, Stanislaus,
to conduct a subsurface investigation for the Water Quality Control Plant
Expansion Project

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 7th day of
February, 1984, by Councilmember Patterson,
who moved its adoption, which motion being duly seconded by Council-
member Whiteside, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-71**

AMENDED

**A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
KENNEDY/JENKS ENGINEERS FOR ADDITIONAL ENGINEERING SERVICES ON THE WATER QUALITY
CONTROL PLANT EXPANSION PROJECT**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
amended
**that the/agreement between the City of Modesto and Kennedy/Jenks
Engineers for additional engineering services on the Water Quality Control Plant
Expansion Project, specifically to provide additional methods of secondary treat-
ment at the remote ponds
be, and it is hereby approved.**

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 7th day of
February, 1984, by Councilmember Patterson,
who moved its adoption, which motion being duly seconded by Council-
member Lang, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-72

A RESOLUTION OF APPRECIATION FOR THE SERVICE OF ALFONSO PELAYO AS A MEMBER OF THE HUMAN RELATIONS COMMISSION OF THE CITY OF MODESTO

WHEREAS, Alfonso Pelayo was appointed by the City Council to the Human Rights Commission on July 18, 1977, and reappointed on May 1, 1979; and

WHEREAS, he was appointed to the reorganized Human Relations Commission on March 17, 1981; and

WHEREAS, Alfonso Pelayo served with dedication and sincerity to improve human relations through community awareness.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Modesto that appreciation be expressed to Alfonso Pelayo for his outstanding service to the community as a member of the Human Relations Commission of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February, 1984, by Councilmember Patterson , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-73

A RESOLUTION OF APPRECIATION FOR THE SERVICE OF MARGARET ZABEL AS A MEMBER OF THE HUMAN RELATIONS COMMISSION OF THE CITY OF MODESTO

WHEREAS, Margaret Zabel was appointed by the City Council to the Human Relations Commission on March 17, 1981; and

WHEREAS, she served with dedication and sincerity to improve human relations through community awareness.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Modesto that appreciation be expressed to Margaret Zabel for her outstanding service to the community as a member of the Human Relations Commission of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February, 1984, by Councilmember Patterson , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-74

A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN A PREAPPLICATION FOR A FEDERAL GRANT FOR MODESTO CITY-COUNTY AIRPORT FOR TWO PROJECTS INVOLVING CONSTRUCTION OF A PASSENGER TERMINAL ACCESS ROAD AND A HELICOPTER LANDING PAD

BE IT RESOLVED by the Council of the City of Modesto that the submission of a preapplication to the Federal Aviation Administration (FAA) for a grant for two projects at the Modesto City-County Airport involving construction of a passenger terminal access road and a helicopter landing pad, and in the amount of \$248,760, be and hereby is approved.

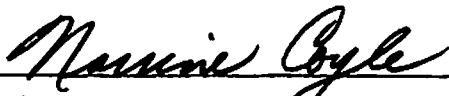
BE IT FURTHER RESOLVED that the execution of the preapplication by the City's designated official, Garth Lipsky, City Manager, be and it is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of February, 1984, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-75

A RESOLUTION GRANTING AN ENCROACHMENT PERMIT TO UNITED
PENTECOSTAL CHURCH FOR THE INSTALLATION OF GUARD POSTS.

WHEREAS, the United Pentecostal Church has applied to the City
for a permit to complete construction of an unfinished and vacant building
located at the corner of 7th and I Streets for use as a church, and

WHEREAS, three pair of existing doors which abut the adjacent
alley will be used as exits, and it will be necessary to prevent vehicles
from parking directly adjacent to said doors, and

WHEREAS, the United Pentecostal Church has applied for an encroach-
ment permit to install guard posts adjacent to said doors, and

WHEREAS, said guard posts would encroach four feet into the alley,
and

WHEREAS, the Director of Engineering Services has recommended that
the encroachment permit be granted, subject to certain conditions.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that it authorizes the Director of Engineering Services to issue an encroach-
ment permit to the United Pentecostal Church for the installation of not more
than five guard posts that would encroach not more than four feet into the
alley located in Block 33 of the City of Modesto, said permit to be issued
subject to the applicant obtaining a building permit and agreeing to all of
the conditions set forth on the application for an encroachment permit attached
hereto as Exhibit "A".

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 7th day of February, 1984,

by Councilmember Patterson , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

APPLICATION FOR ENCROACHMENT PERMIT

As provided in Section 7-1.106 of the Modesto Municipal Code, I apply for an Encroachment Permit.

My name is UNITED PENTACOSTAL CHURCH

My mailing address is 133 TOLUUMNE BLA., MODESTO.

The location of the property at which the proposed encroachment is to be made is CORNER OF 7TH & "I" STREETS

The name of the person who will perform the work is SELF.

The nature, dimensions, and description of the proposed work or encroachment is TO HAVE 7TH ST. DOORS WITH OUR SIDEWALK (15') AS EXISTING
INSTALLATION OF GUARDPOSTS 4'-0" IN

ALLEY BEHIND (E) THEATRE TO PREVENT BLOCKAGE
OF (E) EXIT DOORS TO ALLEY. 16'-0" CLR ALLEY RUNN.
The encroachment is necessary for the full use and enjoyment of my property

because EXIT DOORS COULD BE BLOCKED BY CARS
PARKING ON FRONT OF OUR EXIT DOORS.
There is no other reasonable or convenient place that I can construct or install the encroachment.

The encroachment will not be unsightly or create a nuisance.
The encroachment will not unreasonably interfere with the right of the public in the sidewalk-planter area in the adjacent street.
The encroachment will be constructed or installed in such a manner that it will not be a hazard to the public in the sidewalk-planting area or in the adjacent street.
The encroachment can be removed at any time in the future that the permit may be revoked.

If the permit is issued, I agree to the following conditions:

1. I will indemnify and hold the City of Modesto and its officers, agents and employees free and harmless from any and all damages, costs, charges or liability of any kind or character that may arise out of, relate to, or in any way be connected with the exercise of the rights granted the permittee by this permit.
2. I will defend, at my own cost and expense, any and all lawsuits that may arise out of or be connected in any way with the exercise of the right granted by this permit.
3. I will comply with all laws, ordinances, and regulations of the City of Modesto, County of Stanislaus, and State of California that relate to or affect the right granted by this permit.

Exhibit "A"

all claims for bodily injury, sickness and disease, resulting therefrom, or damage to property arising from the use of the sidewalk area for the herein permitted encroachment. Said insurance shall be in the amount of One Hundred Thousand Dollars (\$100,000.00) for any one person and Three Hundred Thousand Dollars (\$300,000.00) for any one accident or occurrence for bodily injury, sickness and disease, including death resulting therefrom, and One Hundred Thousand Dollars (\$100,000.00) for claims for property damage. The policy of insurance so obtained shall contain a contractual liability endorsement covering the liability assumed by permittee under the terms of this permit. A certificate evidencing the policy of public liability insurance shall be filed and maintained with the City Clerk and shall provide that the policy may not be cancelled except after thirty (30) days' notice in writing to the City Clerk.

5. I will install and maintain the encroachment in such a manner that it shall not become a nuisance or be hazardous to the public using the sidewalk area.
6. I will install and maintain the encroachment to the satisfaction of the Director of Engineering Services.
7. I understand that this permit will be binding on all successors, assigns and heirs of the permittee.
8. I understand this permit will be revocable at any time by the City Council.
9. I understand I must accept this permit and all of its conditions in writing, and no right or privileges shall be conferred by the permit until it has been so accepted, and a certificate evidencing the required insurance has been filed with the City Clerk.
10. I understand that:
 - a. Action by the City Council does not in itself constitute a permit, but it is normally an authorization for the City staff to issue an encroachment permit.
 - b. If the City Council acts affirmatively on this application, that I must appear at the Engineering Services Permits Section, Second Floor of City Hall, to obtain the actual encroachment permit and to pay the prescribed permit fees.

Norman E. Wilson Architect
Signature of Applicant
for Randy Keys Foster

MODESTO CITY COUNCIL
RESOLUTION NO. 84-76

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
IMPROVEMENTS ALONG CERTAIN STREETS IN THE CITY OF
MODESTO

WHEREAS, Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council, did, on January 17, 19 84, adopt its Resolution No. 84-29, ordering the installation of certain improvements along certain streets in the City of Modesto, as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, the Council did by said resolution, set the 14th day of February, 19 84, at 7:30 o'clock P.M., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work, and

WHEREAS, the Superintendent of Streets has caused notices to be given as directed by said Resolution No. 84-29, and

WHEREAS, at the time set for hearing the protests and objections, if any, to the proposed work, the said Council proceeded to hear the same,

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

SECTION 1. All protests and objections of any kind or nature whatsoever to the proposed work as set forth in the notices which are attached hereto, and incorporated by reference herein, are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project as to the properties described in the attached notices in accordance with the provisions of Resolution No. 84-29 and Chapter 27, Part 3, of Division 7 of the Streets and Highways Code of the State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of February, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Patterson

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

- a. Sidewalk at 1125 Amherst Avenue, a portion of Block 842.
(Ronald W. Posey)
- b. Curb and sidewalk at 713 California Avenue, a portion of Block 4104.
(Christine D. Harmon)
- c. Curb and Sidewalk at 725 California Avenue, a portion of Block 4104.
(Bill Weinmaster)
- d. Curb and sidewalk at 821 California Avenue, a portion of Block 4104.
(Westside Neighborhood Church)
- e. Curb and sidewalk along California Avenue at 717 Spencer Avenue, a
portion of Block 4104. (Carolyn F. Johnson Gamble)
- f. Sidewalk along Florida Avenue at 1430 Florida Avenue, a portion of Block
6059-A (James H. Towle)
- g. Curb and sidewalk at 164 E. Granger Avenue, a portion of Block 1235.
(Deborah Lenser)
- h. Curb and sidewalk at 200 E. Granger Avenue, a portion of Block 1235.
(Max Kleinknecht)
- i. Curb at 165 Village Road, a portion of Block 259. (Evert R. Stedman)
- j. Curb at 169 Village Road, Lot 16 of Block 259 (Robert A. Canfield)
- k. Curb along Village Road a 225 Las Palmas Avenue, a portion of Block 259.
(Gary E. Thomas)

NOTICE IS HEREBY GIVEN:

NAME: Ronald W. and Pamela A. Posey

ADDRESS: 1125 Amherst Avenue, Modesto, CA 95350

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The South 49.67 feet of Lot 2 and the North 34.33 feet of Lot 3 of Block 842 of Campus Tract No. 6 as per map filed May 27, 1953 in Volume 17 of Maps, Page 59, Stanislaus County Records. (1125 Amherst Avenue)

Stanislaus County Assessor's Parcel No. 002-003 114-01-23-101

The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

84 lineal feet of 4' wide concrete sidewalk along the street frontage abutting Amherst Avenue on the East side of Block 842 in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications

The City Council will hear and pass upon objections or protests, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of February, 1984, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60) days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated the 17th day of January, 1984



ALFRED KAUFMAN
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME: Christine D. Harmon

ADDRESS: 713 California Avenue, Modesto CA 95351

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

All that portion of Lot 13 of Spencer Colony as per map filed December 16, 1904 in Volume 2 of Maps, Page 03, Stanislaus County Records, described as follows:

Beginning at the Southeast corner of said Lot 13; thence West 290 feet and North 30 feet to the true point of beginning; thence North 210.64 feet; thence East 80 feet; thence South 210.64 feet; thence West 80 feet to the true point of beginning.

Stanislaus County Assessor's Parcel No. 30-08-19

The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

80 lineal feet of 6" vertical curb and 4' wide concrete sidewalk along the street frontage abutting California Avenue on the South side of Block 4104 in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications

The City Council will hear and pass upon objections or protests, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of February, 1984, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60) days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated the 17th day of January, 1984



ALFRED KAUFMAN
Superintendent of Streets
City of Modesto

NAME: Bill Weinmaster

ADDRESS: 725 California Avenue, Modesto CA 95351

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

All that portion of Lot 13 of Spencer Colony as per map filed December 16, 1904 in Vol. 2 of Maps, Page 03, Stanislaus County Records, described as follows:

Beginning at the Southeast corner of said Lot 13; thence West 400 feet and North 30 feet to the true point of beginning; thence N 210.64 feet; thence East 95 feet; thence South 210.64 feet; thence West 95 feet to the Point of Beginning.

Stanislaus County Assessor's Parcel No. 30-08-18

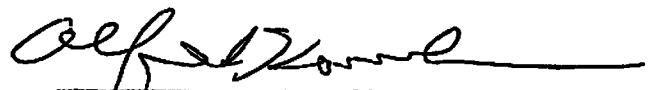
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

95 lineal feet of 6" vertical curb and 4' wide concrete sidewalk along the street frontage abutting California Avenue on the South side of Block 4104 in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications

The City Council will hear and pass upon objections or protests, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of February, 1984, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60) days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated the 17th day of January, 1984



ALFRED KAUFMAN
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME: Westside Neighborhood Church

ADDRESS: P. O. Box 2644, Modesto, CA 95351

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Parcels A and B as shown on that certain map filed January 27, 1967 in Volume 2 of Parcel Maps, Page 129, Stanislaus County Records.

Stanislaus County Assessor's Parcel No. 30-08-10

The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

300 lineal feet of 6" vertical curb and 4' wide concrete sidewalk along the street frontage abutting California Avenue on the South side of Block 4104 in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications

The City Council will hear and pass upon objections or protests, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of February, 1984, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60) days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated the 17th day of January, 1984



ALFRED KAUFMAN
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME: Carolyn F. Johnson Gamble

ADDRESS: 717 Spencer Avenue, Modesto, CA 95351

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

A portion of Lot 13 of SPENCER COLONY, according to the Official Map thereof, filed in the Office of the Recorder of Stanislaus County California on December 16, 1904, in Volume 2 of Maps at Page 3, more particularly described as follows:

Commencing at the original Southeast corner of Lot No. 13 aforesaid and running thence South 89° 54' West 210 feet along the East West 1/4 section line through Section 31; thence North 0° 10" East 30 feet to the true point of beginning of this description; thence continuing North 0° 10' East 122.64 feet thence North 89° 54' East 180 feet; thence South 0° 10' West 107.71 feet to the beginning of a curve to the right (the last mentioned course being 30 feet West of and parallel to the East line of Lot 13) thence along said curve in a Southwesterly direction an arc distance of 23.49 feet to end of curve. (Central angle 89° 44' radius 15.00 feet cord bears South 43° 02' West 21.16 feet) thence South 89° 54' West 165.07 feet to the true point of beginning.

Stanislaus County Assessor's Parcel No. 30-08-20

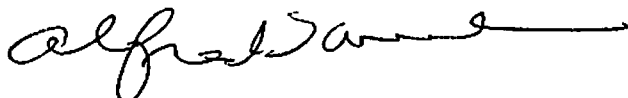
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

180.07 lineal feet of 6" vertical curb and 4' wide concrete sidewalk along the street frontage abutting California Avenue on the South side of Block 4104 in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications

The City Council will hear and pass upon objections or protests, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of February, 1984, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60) days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated the 17th day of January, 1984



ALFRED KAUFMAN
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME: James H. & Agnes E. Towle

ADDRESS: 1430 Florida Avenue, Modesto, CA 95350

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Beginning at a point that is North 30 feet and East 25 feet from the Southwest corner of Lot 5 of Mensinger Colony as per map filed May 18, 1909 in Volume 4 of Maps, Page 25, Stanislaus County Records; thence North 140 feet; thence East 150 feet; thence South 140 feet; thence West 150 feet to the Point of Beginning

Stanislaus County Assessor's Parcel No. 119-06-33

The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

140' lineal feet of 4' wide concrete sidewalk along the street frontage abutting Florida Avenue on the West side of Block 6059-A in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications

The City Council will hear and pass upon objections or protests, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of February, 1984, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60) days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated the 17th day of January, 1984



ALFRED KAUFMAN
Superintendent of Streets
City of Modesto

NAME: Deborah Lenser

ADDRESS: 3415 Kingspoint Drive, Modesto, CA 95355

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The West 132.00 feet of the North one-half of Lot 4 of Coolidge Colony as per map filed November 15, 1910, in Volume 5 of Maps, Page 17, Stanislaus County Records.

Stanislaus County Assessor's Parcel No. 31-01-09-321

The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

132.00 lineal feet of 6" vertical curb and 4' wide concrete sidewalk along the street frontage abutting East Granger Avenue on the North side of Block 1235 in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications

The City Council will hear and pass upon objections or protests, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of February, 1984, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60) days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated the 17th day of January, 1984



ALFRED KAUFMAN
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME: Max and Irene Kleinknecht

ADDRESS: 200 East Granger Avenue, Modesto, CA 95350

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The East 132.00 feet of the North half of Lot 4 of Coolidge Colony as per map filed November 15, 1910 in Volume 5 of Maps, Page 17, Stanislaus County Records.

Stanislaus County Assessor's Parcel No. 31-01-11-181

The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

132.00 lineal feet of 6" vertical curb and 4' wide concrete sidewalk along the street frontage abutting East Granger Avenue on the North side of Block 1235 in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications

The City Council will hear and pass upon objections or protests, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of February, 1984, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60) days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated the 17th day of January, 1984



ALFRED KAUFMAN

Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME: Evert R. and Hester L. Stedman

ADDRESS: 2621 Brookside Way, Carson City NV 89701

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lots 14 and 15 of Block 259 of Las Palmas Village as per map filed April 16, 1941 in Volume 14 of Maps, Page 16, Stanislaus County Records.

Stanislaus County Assessor's Parcel No. 107-11-28

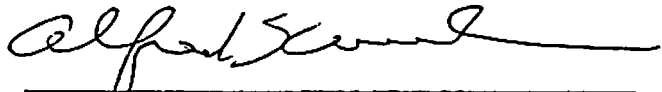
The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

33.68 lineal feet of 4-1/2" drive over curb along the street frontage abutting Village Road on the South side of Block 259 in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications

The City Council will hear and pass upon objections or protests, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of February, 1984, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60) days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated the 17th day of January, 1984



ALFRED KAUFMAN
Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME: Robert A. Canfield

ADDRESS: P. O. Box 459, Modesto, CA 95353

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 16 of Block 259 of Las Palmas Village as per map filed April 16, 1941 in Volume 14 of Maps, Page 16, Stanislaus County Records.

Stanislaus County Assessor's Parcel No. 107-11-27

The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

60 lineal feet of 4-1/2" drive over curb along the street frontage abutting Village Road on the South side of Block 259 in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications

The City Council will hear and pass upon objections or protests, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of February, 1984, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60) days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated the 17th day of January, 1984



ALFRED KAUFMAN

Superintendent of Streets
City of Modesto

NOTICE IS HEREBY GIVEN:

NAME: Gary E. and Susan L. Thomas

ADDRESS: 225 Las Palmas, Modesto, CA 95351

OWNER OF RECORD OF PROPERTY DESCRIBED AS FOLLOWS:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The South 66 feet of Lots 17 and 18 of Block 259 of Las Palmas Village as per map filed April 16, 1941, in Volume 14 of Maps, Page 16, Stanislaus County Records.

Stanislaus County Assessor's Parcel No. 107-11-08

The Superintendent of Streets of the City of Modesto has been instructed by the City Council of the City of Modesto to notify you to construct or cause to be constructed certain improvements, a description of said improvements, the manner of their construction, and the materials to be used, to be as specified below:

120 lineal feet of 4-1/2" drive over curb along the street frontage abutting Village Road on the South side of Block 259 in the City of Modesto, all of said construction to be in accordance with City of Modesto Standard Specifications

The City Council will hear and pass upon objections or protests, if any, which may be raised by any property owner or other interested persons at 7:30 p.m. on the 14th day of February, 1984, in the City Council Chamber, located in the City Hall at 801 Eleventh Street, Modesto, California.

If construction is not commenced within sixty (60) days, or if construction is not diligently and without interruption prosecuted to completion, the Superintendent of Streets shall cause the construction to be done and the cost of the same shall be a lien on the property.

Dated the 17th day of January, 1984



ALFRED KAUFMAN
Superintendent of Streets
City of Modesto

MODESTO CITY COUNCIL
RESOLUTION NO. 84-77

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 30-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (MID-CAL LAND DEVELOPMENT)

WHEREAS, on February 14, 1984, the City Council introduced Ordinance No. 2245-C.S. giving approval to a project relating to an amendment to Section Map 30-3-9 of the Zoning Map of the City of Modesto to reclassify certain property from Planned Development Zone, P-D(173), to Low Density Residential Zone, R-1, _____, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 30-3-9 of the Zoning Map of the City of Modesto to reclassify certain property from Planned Development Zone, P-D(173), to Low Density Residential Zone, R-1,

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of February, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL).

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-78

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE INSTALLATION OF BELLENITA PARK IRRIGATION
SYSTEM

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

SECTION 1. The plans and specifications for the installation of
Bellenita Park irrigation system

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on February 28, 1984, at 11:05 a.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 14th day of February, 1984,
by Councilmember Bright, who moved its adoption, which motion
being duly seconded by Councilmember Sutton, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-79

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR FURNISHING ELECTRIC MOTOR COLLECTOR RINGS

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

SECTION 1. The plans and specifications for the purchase of electric motor collector rings

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on March 6, 1984, at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of February, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-80

A RESOLUTION ACCEPTING THE BID OF OSTERBERG & STEWART FOR DRILLING, CASING, TESTING AND DEVELOPMENT OF WELL NO. 49

WHEREAS, Resolution No. 84-25, adopted by the Council of the City of Modesto on January 17, 1984, approved the plans and specifications for the drilling, casing, testing and development of Well No. 49 and authorized the calling for bids; and

WHEREAS, the bids received for the drilling, casing, testing and development of Well No. 49 were opened at 11:00 a.m. on February 7, 1984, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Osterberg & Stewart in the amount of \$26,347 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Osterberg & Stewart in the amount of \$26,347 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of February, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Patterson

ATTEST: 
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-81**

**A RESOLUTION ACCEPTING THE BID OF ROLFE CONSTRUCTION AND/OR REPAIR OF CURBS, SIDE-
WALKS AND ALLEYS IN THE HOUSING TARGET AREA NO. 3 - PHASE II**

**WHEREAS, Resolution No. 84-26 , adopted by the Council of the City of
Modesto on January 17, 1984 , approved the plans and specifications for the
construction and/or repair of curbs, sidewalks and alleys in the Housing Target Area 3-
Phase II, and authorized the calling for bids; and**

**WHEREAS, the bids received for the construction and/or repair of curbs, side-
walks and alleys in the Housing Target Area No. 3 - Phase II
were opened at 11:05 a.m. on February 7, 1984 , and later tabulated by the
Director of Engineering for the consideration of the Council; and**

**WHEREAS, the Director of Engineering has recommended that the bid of
Rolfe Construction in the amount of \$259,469.15
be accepted as the lowest responsible bid.**

**NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that
the bid of Rolfe Construction in the amount of \$259,469.15
be accepted and the execution of a contract for the completion of the project
by the City's designated officials be authorized.**

**The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 14th day of February , 1984 , by Council-
member Lang , who moved its adoption, which motion being duly seconded by
Councilmember Muratore , was upon roll call carried and the resolution adopted by
the following vote:**

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Patterson

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-82

A RESOLUTION ACCEPTING THE CONSTRUCTION OF DRYDEN GOLF COURSE MAINTENANCE FACILITY

WHEREAS, a report has been filed by the Director of Engineering that the construction of Dryden Golf Course maintenance facility has been completed by Grover Construction

in accordance with the contract agreement dated July 26, 1983.

NOW, THEREFORE, BE IT RESOLVED that the construction of Dryden Golf Course maintenance facility be accepted from said contractor, Grover Construction;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$120,076 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of February, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: Patterson

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-83

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF EMERGENCY GENERATOR REPAIRS FROM HOLT BROTHERS

WHEREAS, operational and maintenance problems have developed with the emergency generator which provides emergency power to the main pumping facilities at the 1221 Sutter Avenue Wastewater Treatment Facility; and

WHEREAS, Holt Bros. Caterpillar is the sole qualified repair facility for this unit.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of emergency generator repairs is hereby waived.


BE IT FURTHER RESOLVED that purchase of emergency generator repairs from Holt Brothers for the estimated amount of \$8,000, is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of February, 1984, by Councilmember Bright , who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-84

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF AN ADDITIONAL 80.4 MEGABIT DISK MEMORY FROM WANG LABORATORIES

WHEREAS, the current 80.4 megabit disk memory for the Wang OIS Word Processing System is not sufficient to handle the new acquisitions in addition to the current use; and


WHEREAS, Wang Laboratories is the sole source for Wang disk memory equipment.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of emergency generator repairs is hereby waived.

BE IT FURTHER RESOLVED that purchase of emergency generator repairs from Holt Brothers for the estimated amount of \$8,000, is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of February, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Patterson

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-85

A RESOLUTION ENDORSING A CITY-CHAMBER OF COMMERCE ECONOMIC DEVELOPMENT PARTNERSHIP.

WHEREAS, the City of Modesto and the Modesto Chamber of Commerce are desirous of jointly developing a strategy for stimulating more economic development in Modesto, and

WHEREAS, the City Council has considered a report dated February 8, 1984 entitled "Economic Development Partnership with Chamber of Commerce", which report is marked Exhibit "A" and attached hereto, and

WHEREAS, said report defines the respective roles of the City and Chamber in the proposed economic development partnership,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby endorse the concept of a joint City of Modesto-Modesto Chamber of Commerce economic development partnership as outlined in the attached Exhibit "A".

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of February, 1984, by Councilmember Sutton, who moved its adoption, which motion

being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

CITY OF MODESTO
M E M O R A N D U M

Date: February 8, 1984

TO: Mayor and Other Councilmembers

FROM: Councilmember Sutton

SUBJECT: Economic Development Partnership with Chamber of Commerce

As you know, the City Manager and I have had a series of recent meetings with representatives of the Chamber of Commerce to discuss the nature of the economic development partnership between the City and the Chamber. The Mayor and Councilmember Patterson have also participated in this process.

The essence of the evolved partnership is as follows:

- A. We agreed to the roles each would fill in the strategy for stimulating more economic development in the Modesto area through a partnership between the City and the Chamber of Commerce involving the following elements:

The City would:

1. Continue to make industrial development bonds available to qualified companies.
2. Continue to monitor and help insure the availability of locations for economic development.
3. Continue to make every effort to provide water and sewer service for new economic development and to monitor and help insure the availability of those utilities provided by other agencies.
4. Use its Redevelopment Agency to help stimulate economic development, including the proposed AgriTrade and Community Center.
5. Serve as a central point of contact and information for economic development inquiries and coordinate responses with the Chamber to inquiries from economic development prospects.
6. Actively participate in the recruitment of new economic development (in coordination with the Chamber) by the selection and hiring of a highly-qualified professional to implement this purpose.
7. Identify and involve the various forces in our community that can help in the campaign to bring more economic development to the Modesto area.

February 8, 1984

The Chamber of Commerce would:

1. Place economic development advertisements in magazines and appropriate publications, maintain a continuing communication contact with industrial developers and site selectors, and prepare other promotional material.
 2. Identify and maintain ongoing communication with local industry representatives to encourage and assist them with expansion of their own facilities and to seek their support and involvement in attracting more economic development.
 3. Prepare and staff promotional displays and booths at trade shows and conferences.
 4. Serve as a central point of contact and information for economic development inquiries and coordinate responses with the City to inquiries from economic development prospects.
 5. Actively participate in the recruitment of new economic development prospects in coordination with the City.
 6. Assist in the identification and involvement of the various forces in our community that can help in the campaign to bring more economic development to the Modesto area.
 7. Increase the promotion of tourism and convention business.
 8. Continue to promote the selection of the Modesto area for motion picture and television productions.
- B. To implement and fulfill these roles, both the City and the Chamber would hire experienced, professional staff to work in the economic development area.
- C. A coordinating committee would be created composed of three members from each partner—Chamber President, Vice-President for Economic Development, two members of the Council, Dave Kilby and Garth Lipsky. The committee would meet monthly to review action being carried out by both partners; would give advice and direction to the overall program; would work with our new economic development person and strive to maximize close and coordinated cooperation between the partners and avoid duplication of effort.
- D. It would be highly desirable if a Councilmember/City Representative served on each of the Chamber's economic development committees:

February 8, 1984

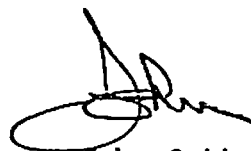
1. Economic Development Materials/Marketing (Jeff Cowan, Chairman)—
Develops marketing materials for economic development effort including brochures, advertising and other presentatons designed to help sell the Modesto area to business and industry prospects. Members are appointed. Meets as needed.
2. Economic Development Sales/Outreach (Paul Elias, Chairman)—
Coordinates recruitment trips, attends trade shows and conferences, hosts and entertains business and industry prospects. Meets monthly.
3. Economic Development Targeting (Dr. Lou Zellers, Chairman)—Selects and develops lists of business and industry that are "target" markets for solicitation efforts. Meets monthly.

This would assure City input/involvement at the "program" level and improve understanding, trust and communication between the partners.

- E. The Chamber has already raised some money to finance its economic development efforts and has requested assistance from the City to be used primarily for advertising in newspapers, magazines and trade journals.

I believe City participation in the amount of \$15,000 would be appropriate for this start-up period in 1984. Determination of future participation can be evaluated by the Council as the program develops.

I am excited about the development of this City-Chamber partnership and feel confident it will have positive economic development benefits for our community.



John Sutton

JS:jb

cc: City Manager

MODESTO CITY COUNCIL
RESOLUTION NO. 84-86

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE CHAMBER OF COMMERCE CALLING FOR THE CHAMBER TO PROVIDE SPECIFIED ECONOMIC DEVELOPMENT SERVICES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and the Chamber of Commerce, calling for the Chamber to provide specified economic development services

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of February, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-87**

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$15,000 FROM THE GENERAL FUND RESERVE TO A NEW ECONOMIC DEVELOPMENT ACCOUNT TO COVER THE COST OF THE CITY'S PARTICIPATION IN THE CHAMBER OF COMMERCE'S ECONOMIC DEVELOPMENT SERVICES DURING 1984

BE IT RESOLVED by the Council of the City of Modesto that the following appropriation transfer(s) are approved:

FROM:	General Fund Reserve	\$15,000
TO:	Economic Development Account (Music and Promotion Budget)	\$15,000

To cover the cost of the City's participation in the Chamber of Commerce's Economic Development Services during 1984.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of February, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Patterson

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-88

A RESOLUTION APPROVING THE FINAL MAP OF THE
OAKWOOD ESTATES NO. 2
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Guarantee Savings, a Federal Savings and Loan Association,
a corporation, is possessed of a tract of land situate in the City of Modesto, County of
Stanislaus, consisting of 43.095 acres, known as the OAKWOOD ESTATES NO. 2
Subdivision, and

WHEREAS, a tentative map of said tract was approved by the City
Planning Commission on the 16th day of May, 1983, and

WHEREAS, the Secretary of the Planning Commission of the City of
Modesto has certified that the final map of said tract substantially conforms to
the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that
the final map of said OAKWOOD ESTATES NO. 2 Subdivision
meets all of the provisions of the California Subdivision Map Act and the provisions
of the Modesto Municipal Code relating to subdivisions, and that the map is
technically correct, and

WHEREAS, all public improvements required by the City of Modesto have
been completed in said tract,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that said final map be approved; that the improvements completed in said tract be
accepted; that the streets, alleys and easements as shown thereon within the
boundaries of said tract be accepted on behalf of the public for public use; and
that the City Clerk be authorized to certify the map of said tract on behalf of
the City of Modesto after the fees and deposits required by the Modesto Municipal

Code in amounts determined by the City Engineer have been paid.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of February, 19 84, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-89

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND RECREATION SYSTEMS, INC. TO DEVELOP MASTER PLAN OF DRY CREEK REGIONAL PARK AND RIVERSIDE NEIGHBORHOOD PARK

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Recreation Systems, Inc. to develop a master plan of Dry Creek Regional Park and Riverside Neighborhood Park

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of February, 19 84, by Councilmember Bright who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

CITY OF MODESTO
IMPROVEMENT DISTRICT NO. 25

RESOLUTION NO. 84- 90

RESOLUTION FINDING AND DETERMINING THAT THE PUBLIC
CONVENIENCE AND NECESSITY REQUIRE THE CONSTRUCTION
OF PUBLIC IMPROVEMENTS TO BE PAID FOR BY SPECIAL
ASSESSMENTS WITHOUT COMPLIANCE WITH THE PROVISIONS
OF THE SPECIAL ASSESSMENT INVESTIGATION, LIMITATION
AND MAJORITY PROTEST ACT OF 1931

WHEREAS, in accordance with prior proceedings duly had and taken, the Council of the City of Modesto (the "City") has declared its intention to and has determined to undertake proceedings pursuant to the Municipal Improvement Act of 1913 and issue bonds in said proceedings under the provisions of the Improvement Bond Act of 1915 for the construction in the City of sanitary sewer mains, laterals, wyes and manholes and the reconstruction of pavement disturbed by such construction in public streets and rights-of-way located in the following areas annexed to the City, namely: Yellowstone-Temperate Addition; Sherwood Forest No. 2; Robinhood Estates Annexation

Addition; Scenic Bend Addition; Scenic Bend No. 2
Governmental Reorganization; and McHenry-Dry Creek Municipal
Reorganization; in and for an assessment district in the City
designated Improvement District No. 25; and

WHEREAS, this Council, by resolution duly adopted,
appointed the Director of Public Works as Engineer of Work in
said proceedings and authorized and directed such person to
do and perform or cause to be done and performed all
engineering work necessary in and for said proceedings,
including the preparation of plans and specifications for
said improvements and the descriptions of the acquisitions,
together with estimates of costs thereof, and the preparation
of a map of the assessment district, an assessment diagram,
and an assessment, and the supervision of the work; and

WHEREAS, the cost of said improvements is to be
paid in part by special assessments levied upon the benefited
property in said assessment district; and

WHEREAS, this Council has heretofore, on
January 17, 1984, adopted a Resolution of Preliminary
Determination (being Resolution No. 84-32) preliminarily
determining that the public convenience and necessity require
the construction of said proposed public improvements to be
made and paid for in part by special assessments levied upon
the property benefited, and that the necessary proceedings
should be taken therefor pursuant to the Municipal
Improvement Act of 1913 and bonds issued thereunder pursuant

to the Improvement Bond Act of 1915 without complying with the provisions of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 (being Division 4 of the Streets and Highways Code of the State of California), which resolution fixed 4:00 o'clock P.M. on Tuesday, February 21, 1984, at the Council Chambers, City Hall, 801-11th Street, Modesto, California 95353 as the time and place when and where any and all persons interested, owning or having an interest in the real property within said district might file written objections to undertaking said proceedings without the City first complying with the provisions of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931, and might appear and show cause, if any they had, why this Council should not find and determine that the public convenience and necessity require said proposed public improvements without compliance with the Special Assessment Investigation, Limitation and Majority Protest Act of 1931; and

WHEREAS, notice of said hearing was duly given in conformity with the requirements of said Resolution No. 84-32, and said hearing was duly held at said time and place; and

WHEREAS, objections in writing to undertaking said proceedings without first complying with the provisions of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931 were filed with the City Clerk of the

City at or before the time fixed for said hearing by eight property owners within the boundaries of said assessment district, representing two and six tenths percent (2.6%) of the area of the land included within said assessment district (which said written protests are on file in the office of the City Clerk of the City), and this Council proceeded to hear and pass upon all of said objections, and on motions duly made and seconded overruled and denied each and all of said objections and hereby overrules and denies each and all of said objections and objections of every kind or nature;

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

Section 1. The foregoing recitals are true and correct and this Council so finds and determines.

Section 2. It is hereby found and determined that the public convenience and necessity require the construction of said proposed public improvements to be made and paid for in part by special assessments levied upon the property benefited, and that the necessary proceedings should be taken therefor without compliance with the provisions of the Special Assessment Investigation, Limitation and Majority Protest Act of 1931.

Section 3. Said proposed public improvements shall be constructed in that certain area designated "Improvement District No. 25," and the boundaries of which district within

which said proposed improvements shall be made are shown on that certain map entitled "Proposed Boundaries, Improvement District No. 25, City of Modesto, Stanislaus County, State of California," on file in the office of the City Clerk of the City, which map is by such reference incorporated herein and made a part hereof. The description of said district by the foregoing reference to said map shall be and is hereby determined to be a sufficient description, in accordance with Resolution No. 9898 N.S. adopted by the Council of the City on July 23, 1952, of the boundary lines of the district to be assessed to pay for said proposed improvements. This Council may make any changes or modifications in said proposed improvements or area or said district to the extent permitted by law.

Section 4. The necessary proceedings for the construction of said proposed public improvements shall be taken in accordance with the provisions of the Municipal Improvement Act of 1913 and bonds issued therefor under the provisions of the Improvement Bond Act of 1915, all pursuant to Resolution of Intention No. 83-751 adopted by this Council on November 8, 1983.

PASSED AND ADOPTED this 21st day of February, 1984,

by the following vote:

AYES: Councilmembers Bright, Lang, Muratore, Patterson,
Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST:



City Clerk of the City of Modesto

[SEAL]

APPROVED AS TO FORM:



Elwyn L. Johnson, City Attorney

CITY OF MODESTO
IMPROVEMENT DISTRICT NO. 25

RESOLUTION NO. 84 - 91

RESOLUTION CONFIRMING ASSESSMENT AND ORDERING
PROPOSED IMPROVEMENTS TO BE MADE; PROVIDING FOR
NOTICE OF RECORDING OF ASSESSMENT; AND DESIGNATING
THE CITY TREASURER TO COLLECT AND RECEIVE MONEY

WHEREAS, the Council of the City of Modesto (the "City"), by Resolution of Intention No. 83-751 heretofore duly adopted on November 8, 1983, declared its intention to order the improvements therein described to be made in an assessment district therein described designated "Improvement District No. 25"; and

WHEREAS, this Council in and by said resolution referred said proposed improvements to the Director of Public Works as Engineer of Work, and directed said Engineer of Work to make and file with the City Clerk of the City a report in writing containing the matters specified in Section 10204 of the Streets and Highways Code, which said report was thereafter filed with the City Clerk of the City on January 17, 1984, and was preliminarily approved by this

Council on January 17, 1984, and this Council fixed 4:00 o'clock P.M. on Tuesday, February 21, 1984, at the Council Chambers, City Hall, 801-11th Street, Modesto, California 95353, as the time and place for hearing of protests to said proposed improvements, and provided for notice of said hearing; and

WHEREAS, the City Clerk of the City has filed with this Council an affidavit setting forth the time and manner of the compliance with the requirements of law for publishing, posting and mailing notices of the adoption of said Resolution of Intention and of the filing of said report and of the time and place for hearing protests to said proposed improvements, or to the extent of the assessment district or to the proposed assessment; and this Council hereby finds that notice of the adoption of said Resolution of Intention and of the filing of said report and of the time and place for hearing protests to said proposed improvements, or to the extent of the assessment district or to the proposed assessment has been published, posted and mailed in the time, form and manner required by law; and

WHEREAS, said hearing was duly convened by this Council at said time and place for the hearing of all protests to said proposed improvements, or to the extent of the assessment district or to the proposed assessment, and all protests thereto received by the City Clerk of the City were presented to this Council; and

WHEREAS, this Council found and determined that protests against said proposed improvements were not made by the owners of more than one-half of the area of the land in said assessment district to be assessed for said proposed improvements; and

WHEREAS, this Council thereupon proceeded with said hearing, and duly considered all of said protests at said hearing, and duly heard all interested persons desiring to be heard at said hearing; and

WHEREAS, at said hearing the Engineer of Work recommended that various changes be made in said report, as more particularly set forth in his letter on file with this Council; and

WHEREAS, upon the basis of all evidence presented at said hearing, this Council ordered that the assessment and the diagram contained in said report be modified in certain particulars, as more fully set forth in the records of this Council; and

WHEREAS, this Council is fully advised in the premises;

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

Section 1. The foregoing recitals are true and correct and this Council so finds and determines.

Section 2. All protests to said proposed improvements, or to the extent of said assessment district or to

said proposed assessment by this Council as modified are hereby overruled.

Section 3. This Council hereby finds and determines that all of the several assessed subdivisions of land in said assessment district have been assessed in proportion to the benefits to be received by such subdivisions, respectively, from said improvements.

Section 4. This Council hereby confirms said assessment and said diagram as so modified as now on file with it; and declares that said report of said Engineer of Work and said assessment and said diagram as so modified are hereby adopted and confirmed.

Section 5. This Council hereby orders said proposed improvements described in said Resolution of Intention and in said report to be made.

Section 6. The City Clerk of the City is hereby directed to transmit the diagram of said assessment district and said assessment as confirmed to the Superintendent of Streets of the City, and said person shall record the same in his office, and said assessment shall become due and payable; and the City Clerk of the City is hereby further directed to file in the office of the Stanislaus County Recorder a copy of said assessment diagram as so recorded and to execute and record a notice of assessment in the office of the Stanislaus County Recorder, and said assessment shall become a lien upon the land on which it is levied; all pursuant to the Municipal Improvement Act of 1913.

Section 7. The Treasurer of the City is hereby designated to collect and receive the money paid pursuant to said assessment as herein confirmed. The City Clerk of the City is hereby ordered and directed to give notice of recording said assessment by

(a) Mailing postage prepaid to each person owning property in said Improvement District No. 25, at his last known address as it appears on the tax rolls of the County of Stanislaus, or on file at the office of the City Clerk of the City, or to both addresses if they are not the same, or if no address appears, to General Delivery, Modesto, California, a statement containing a designation of the property assessed sufficient to enable the owner to identify it, the amount of the assessment, the date of the recordation of the assessment, the time and place of payment of the assessment and the effect of failure to pay within such time, and a statement that bonds are to be issued under the Improvement Bond Act of 1915 to represent unpaid assessments; and

(b) Causing to be published once a week for two successive weeks in The Modesto Bee, a newspaper published and circulated in the City, a notice stating that said assessment has been recorded in the office of the Superintendent of Streets of the City and that all sums assessed therein are due and payable immediately, that the payment of said sums is to be made to the Treasurer of the City within 30 days after the date of recording the

assessment (which date shall be stated in the notice), and that if any assessments are not paid within the 30-day period, bonds will be issued under the Improvement Bond Act of 1915 to represent unpaid assessments.

PASSED AND ADOPTED this 21st day of February, 1984, by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Marianne Oyle*
City Clerk of the City of Modesto

[Seal]

APPROVED AS TO FORM

Elwyn L. Johnson
Elwyn L. Johnson, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-92

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 24-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (COMMISSION INITIATED)

WHEREAS, on February 21, 1984, the City Council introduced Ordinance No. 2246-C.S. giving approval to a project relating to an amendment to Section Map 24-3-9 of the Zoning Map of the City of Modesto to reclassify certain property from Planned Development Zone, P-D(279), to Low Density Residential Zone, R-1

, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 24-3-9 of the Zoning Map of the City of Modesto to reclassify certain property from Planned Development Zone, P-D(279), to Low Density Residential Zone, R-1

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of February, 19 84, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-93

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR REPAIRING THE CITY HALL PARKING DECK (LOT NO. 4)

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

SECTION 1. The plans and specifications for repair of the City Hall
Parking Deck (Lot No. 4)

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on March 13, 1984, at 11:00 a.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 21st day of February, 1984,
by Councilmember Muratore, who moved its adoption, which motion
being duly seconded by Councilmember Whiteside, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-94

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE CONSTRUCTION OF BELLENITA PARK RESTROOM

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

SECTION 1. The plans and specifications for the construction of the
Bellenita Park restroom

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on March 6, 1984, at 11:00 a.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 21st day of February, 1984,
by Councilmember Muratore, who moved its adoption, which motion
being duly seconded by Councilmember Whiteside, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-95**

A RESOLUTION ACCEPTING THE REPLACEMENT OF THE M.I.D. IRRIGATION LINE ACROSS SYLVAN AVENUE AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering that the replacement of the M.I.D. irrigation line across Sylvan Avenue has been completed by Stanfield and Moody, Inc.

in accordance with the contract agreement dated December 27, 1983.

NOW, THEREFORE, BE IT RESOLVED that the replacement of the M.I.D. irrigation line across Sylvan Avenue be accepted from said contractor, Stanfield and Moody, Inc.;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$13,926.59 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of February, 19 84, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

**ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 84-96

A RESOLUTION ADOPTING INFORMAL NOISE ABATEMENT PROCEDURES
FOR THE MODESTO CITY-COUNTY AIRPORT/HARRY SHAM FIELD.

WHEREAS, the City of Modesto has had an informal noise abatement program in effect for some time at the Modesto-City County Airport/Harry Sham Field, and

WHEREAS, it is desirable to have more detailed written noise abatement procedures for the Modesto City-County Airport/Harry Sham Field,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby adopts the informal "Noise Abatement Procedures" set forth in Exhibit "A" attached hereto for the Modesto City-County Airport/Harry Sham Field.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of February, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None


ABSENT: Councilmembers: None

ATTEST:


NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

NOISE ABATEMENT PROCEDURES

Modesto City-County Airport

(VFR ONLY)

The City of Modesto has had an informal noise abatement program in effect for quite some time. Although enforcement of these procedures is the responsibility of the City, the FAA's position is to cooperate and assist whenever possible, to alleviate aircraft noise problems. Consistent with safety, we all have an obligation to provide as much noise relief as possible for our airport neighbors. The success of this program depends upon pilot cooperation and awareness of the magnitude of our noise problem. Many of the procedures will result in additional workload for the controller and pilot, but the results should be well worth the effort.

The following noise abatement procedures are recommended by the City of Modesto for use by pilots during VFR conditions. These procedures should be utilized to the fullest extent possible, unless prevented by:

- * Required distance from cloud criteria or other weather conditions.
- * Operating parameters of the aircraft involved.
- * Traffic conditions or other safety factors.

TRAFFIC PATTERN ALTITUDES

- * Recommended pattern altitudes: single engine aircraft (excluding Warbirds) 1,000' MSL; all other aircraft 1,500' MSL.
- * Maintain traffic pattern altitude until turning base leg.
- * Base leg or straight-in approach, maintain as high as possible until commencing final descent.

RUNWAY SELECTION

- * Runways 28R/28L are designated as the preferential calm wind runways due to the instrument approach courses.
- * During clam wind conditions (5 knots or less) departures on runway 10L are encouraged for all large and jet aircraft if traffic and weather conditions permit.

DEPARTURE PROCEDURES

- * Runway 28L/10R: no turns until at least 600' MSL and beyond the airport boundary.
- * Runway 28R/10L: no turns until at least 1,500' MSL (single engine aircraft 600' MSL) and beyond the airport boundary.

DEPARTURE PROCEDURES (cont'd)

- * All aircraft use best rate of climb to 1,500' MSL then, if feasible, use reduced power settings while over residential areas.
- * Constant speed propeller driven and multi-engine aircraft are requested to use full length.

ARRIVAL PROCEDURES

- * When VASI is in use, straight-in approaches should remain at or above 1,500' MSL until intercepting the VASI.
- * Remain at or above traffic pattern altitude as long as possible over residential areas.
- * Arrivals to runways 10L/10R are discouraged when wind conditions are five knots or less.
- * Conduct approaches as high as possible with minimum power required to make a safe landing.

TOUCH AND GO OPERATIONS AND LOW APPROACHES

- * These operations should be avoided during the hours of 10:00 p.m. and 6:00 a.m., and on holidays.
- * When runway 10 is active, multi-engine touch and go operations are discouraged.
- * Military touch and go operations on any runway are discouraged.
- * Practice instrument approaches should be restricted to 500' MSL.
- * Light single engine aircraft operating in right closed traffic for runway 28R are encouraged to keep their pattern in close to the field so as to remain over the industrial complex as much as possible.

HELICOPTERS

- * Avoid overflight of residential areas where possible.
- * Climb to 500' MSL over the airport before departing enroute.
- * Remain at or above 500' MSL until over the airport when approaching to land.

GENERAL

- * Turbojet operations should be discontinued during the hours 11:00 p.m. to 5:00 a.m.
- * Practicing emergency procedures, i.e. forced landings, single engine work, etc., should be avoided over residential areas.
- * No night time engine maintenance runups. (One hour after sunset until one hour after sunrise.)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-97

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
SKY TREK AVIATION FOR UNICOM RADIO OPERATION AT THE MODESTO CITY-COUNTY AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Sky Trek
Aviation for Unicom radio operation at the Modesto City-County Airport

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 21st day of
February, 1984, by Councilmember Muratore,
who moved its adoption, which motion being duly seconded by Council-
member Whiteside, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-98**

AMENDED

A RESOLUTION APPROVING/ AGREEMENT BETWEEN THE CITY OF MODESTO AND LARRY A. AND PATRICIA L. ASKEW AND DAVID AND SANDRA MESENHIMER REGARDING THE WAY THEIR INSURANCE CLAUSE IS WRITTEN

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the ^{amended} agreement between the City of Modesto and Larry A. and Patricia L. Askew and David and Sandra Mesenhimer, changing the way their insurance clause is written so that it will now refer to the Code

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of February, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-99**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND BRIGHT DEVELOPMENT TO ALLOW REIMBURSEMENT FOR CONSTRUCTION COSTS FOR WATER MAIN INSTALLATION IN VINEYARD NO. 3 SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Bright Development to allow reimbursement for construction costs for water main installation in Vineyard No. 3 Subdivision

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of February, 1984, by Councilmember Muratore who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-100

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND DONALD H. AND MARGARET D. SCOTT FOR THE LEASE OF A PORTION OF THE FORMER BOMBERGER PROPERTY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Donald H. and Margaret D. Scott for the lease of a portion of the former Bomberger property

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of February, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-101**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND DONALD H. AND MARGARET D. SCOTT FOR THE LEASE OF THE FORMER EULA SCOTT PROPERTY ACQUIRED FOR DRY CREEK PARK

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Donald H. and Margaret D. Scott for the lease of the former Eula Scott property acquired for Dry Creek Park

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of February, 1984, by Councilmember Muratore who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 84-102

A RESOLUTION DENYING THE APPEAL OF MID-VALLEY ENGINEERING, INC. ON BEHALF OF RETTIG BROTHERS TO A DECISION OF THE PLANNING COMMISSION DENYING AN APPLICATION TO AMEND THE DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(339), AND AFFIRMING THE DECISION OF THE PLANNING COMMISSION..

WHEREAS, the City Council, by Ordinance No. 2188-C.S. which was adopted on May 10, 1983, and which became effective on June 23, 1983, amended Section 25-3-8 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(339), property located at 2612 Woodland Avenue on the South side of Woodland Avenue opposite Poust Road, and

WHEREAS, City Council Resolution No. 83-278, which was adopted on May 10, 1983, approved the development plan for P-D(339), for an engine remanufacturing and parts sales facility, automotive and truck engine repair and off-street parking, and

WHEREAS, a verified application for an amendment to Planned Development Zone, P-D(339), was filed by Rettig Brothers on December 5, 1983, to amend the approved development plan for P-D(339) to revise the parking area layout access driveways, and the location of a wall along Mercy Avenue, and

WHEREAS, Section 10-2.2708 of the Modesto Municipal Code authorizes the Planning Commission to approve revisions to the development plan of a Planned Development Zone, and

WHEREAS, a public hearing was held by the Planning Commission on January 16, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, thereafter, by Resolution No. 84-21 adopted by the Planning Commission on January 16, 1984, the Planning Commission denied the application to amend the development plan for P-D(339) for the reasons set forth in said Planning Commission Resolution No. 84-21, and

WHEREAS, an appeal to the decision of the Planning Commission denying the requested amendment to the development plan for P-D(339) was filed with the City Council of the City of Modesto by a letter dated January 27, 1984, from Mid-Valley Engineering, Inc. on behalf of Rettig Brothers, and

WHEREAS, said matter was set for public hearing before the City Council at its regular meeting place located in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, at 7:30 p.m. on February 28, 1984, and

WHEREAS, at said meeting, said Council, after hearing evidence both oral and documentary, found and determined that the appeal filed by Mid-Valley Engineering, Inc. on behalf of Rettig Brothers, should be denied for the reasons set forth in Planning Commission Resolution No. 84-21 and quoted below, and the decision of the Planning Commission should be affirmed:

1. The proposed development plan amendment contains features which were specifically rejected by the City Council when the P-D zoning was granted. There are no changed circumstances to warrant approval at this time.
2. The proposed development plan amendment would create vehicular and pedestrian traffic conflicts at a proposed driveway onto Woodland Avenue opposite the east sidewalk alignment of Poust Road.
3. The proposed reduction of landscaping width on Mercy Avenue would make the site less compatible with nearby residential development.
4. The proposed development plan amendment would result in an increase of yard width between an existing building and a required wall adjacent to Mercy Avenue. This would encourage outdoor storage in the yard area between the wall and the building, which is specifically prohibited by the conditions of development plan approval now in effect.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal filed by Mid-Valley Engineering, Inc. on behalf of Rettig Brothers, to the decision of the Planning Commission, as set forth in Planning Commission Resolution No. 84-21, denying an amendment to the approved development plan for Planned Development Zone, P-D(339), is denied for the reasons set forth above, and the decision of the Planning Commission denying the requested amendment is hereby affirmed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of February, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-103

A RESOLUTION GRANTING IN PART AND DENYING IN PART THE APPEAL OF FREDRICKSEN, DELAMARE AND FULTZ ON BEHALF OF JOE TROMBETTA TO A PLANNING COMMISSION DECISION CONCERNING THE TENTATIVE SUBDIVISION MAP OF VINTAGE FAIRE NO. 4 AND 6, LOCATED SOUTH OF VENEMAN AVENUE EAST OF BARBERA LANE.

WHEREAS, the tentative map of the Vintage Faire No. 4 and 6 Subdivision was filed in the office of the Secretary of the Planning Commission on November 29, 1983, in accordance with the provisions of Section 4-4.401 of the Modesto Municipal Code, and

WHEREAS, copies of said tentative map were sent to the Stanislaus Union Elementary School and Modesto High School Districts, and Modesto Irrigation District, the local utility companies, the City Public Works and Parking and Traffic Departments, and

WHEREAS, city services, including sewer and water facilities are available, and

WHEREAS, the area can be served by elementary schools in the Stanislaus Union School District, and by Fire Station #6 at Standiford Avenue and Hahn Drive, one-fourth mile distant, and

WHEREAS, a public hearing was held by the Planning Commission on February 6, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence both oral and documenary was received and considered, and

WHEREAS, at said hearing the Planning Commission by Resolution No. 84-31, found and determined that the tentative map of Vintage Faire No. 4 and 6 Subdivision filed in the office of the Secretary of the Planning Commission on November 29, 1983, should be approved, for the reasons set forth in Planning Commission Resolution No. 84-31 and quoted below:

1. That the proposed subdivision, together with the provisions for its design and improvements, is consistent with the General Plan and applicable specific plans of the City of Modesto and the Subdivision Map Act of the State of California.
2. That the discharge of waste from the proposed subdivision into the existing sewer system will not result in a violation of existing requirements by the California Regional Water Quality Control Board pursuant to Division 7 (commencing with Section 13000) of the Water Code of the state of California.

and

WHEREAS, said tentative map of Vintage Faire No. 4 and 6 Subdivision was approved by the Planning Commission, subject to certain conditions as set forth in said Planning Commission Resolution No. 84-31, and

WHEREAS, an appeal to Condition No. 6 imposed by the Planning Commission in its Resolution No. 84-31 was filed with the Office of the City Clerk by Fredricksen, Delamare and Fultz on behalf of Joe Trombetta by letter dated February 8, 1984, and

WHEREAS, Condition No. 6 imposed by the Planning Commission in its Resolution No. 84-31 requires as follows:

"That multiple final maps of the subdivision map recorded provided that the extension of Conant Avenue to Veneman Avenue and the connection of Bridle Path Lane shall be included on the first map recorded."

and

WHEREAS, said appeal was set for public hearing before the City Council at its regular meeting place located in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, at 7:30 p.m. on February 28, 1984, and

WHEREAS, at said meeting, after hearing evidence both oral and documentary, the Council of the City of Modesto found and determined that said appeal to Condition No. 6 imposed by the Planning Commission in its Resolution No. 34-31, should be granted in part and denied in part, and

WHEREAS, at said meeting, the Council reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a Negative Declaration in regard to the environmental impact of the proposed tentative subdivision map,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines that the appeal of Fredricksen, Delamare and Fultz on behalf of Joe Trombetta to Condition No. 6 imposed by the Planning Commission in its Resolution No. 34-31 is hereby granted in part for following reasons:

1. The construction of Conant Avenue as part of the first subdivision unit recorded would cause the premature removal of producing walnut trees.
2. Other streets to be constructed west of Conant Avenue together with the connection of the segments of Bridle Path Lane can adequately carry neighborhood traffic to Standiford Avenue.

BE IT FURTHER RESOLVED that the appeal of Fredricksen, Delamare and Fultz on behalf of Joe Trombetta to Condition No. 6 imposed by the Planning Commission in its Resolution No. 34-31 is hereby denied in part for the following reasons:

1. The construction of presently unconnected segments of Bridle Path Lane as part of the first subdivision unit recorded is necessary to create an alternate collector street traffic route through the neighborhood to connect with Standiford Avenue.
2. The connection of the segments of Bridle Path Lane will have a minimal effect on the producing walnut trees.

BE IT FURTHER RESOLVED that Condition No. 6 of Planning Commission Resolution No. 34-31 is hereby revised to read as follows:

"That multiple final maps of the subdivision map be recorded provided that the connection of Bridle Path Lane shall be included on the first map recorded."

BE IT FURTHER RESOLVED by the Council that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the proposed subdivision.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of February, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-104

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE CONSTRUCTION OF WATER QUALITY CONTROL PLANT
EXPANSION PROJECT, UNIT NO. 1

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

SECTION 1. The plans and specifications for the construction of the
Water Quality Control Plant expansion project
copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on April 11, 1984, at 3:00 p.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 28th day of February, 1984,
by Councilmember Whiteside, who moved its adoption, which motion
being duly seconded by Councilmember Lang, was upon roll call
carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-105

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF
TRAFFIC SIGNAL CONTROLLERS AND CABINETS FROM BBUDDCO

WHEREAS, the Utility Services Electrical Division is requesting the purchase of five traffic signal controllers and three controller cabinets which will replace equipment that is between 15 and 20 years old; and

WHEREAS, BBUDDCO is the sole California distributor of the equipment needed.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of traffic signal controllers and cabinets is hereby waived.

BE IT FURTHER RESOLVED that purchase of traffic signal controllers and cabinets from BBUDDCO for the total price of \$17,846 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of February, 1984, by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Lang , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-106

A RESOLUTION AMENDING THE ANNUAL BUDGET FOR FISCAL YEAR 1983-84 OF THE GENERAL FUND (FUND NO. 01) TO PROVIDE FOR A LOAN OF \$35,000 TO THE REDEVELOPMENT AGENCY OF THE CITY OF MODESTO (RDA).

WHEREAS, the Council of the City of Modesto activated the Redevelopment Agency of the City of Modesto (RDA) by Ordinance No. 2143-C.S., which became effective October 21, 1982, and

WHEREAS, the City of Modesto and the RDA entered into a Cooperation Agreement dated October 26, 1982 that allows the City to advance funds to the RDA, and

WHEREAS, said RDA needs an advance from the City of Modesto to finance architectural and other administrative costs for redevelopment projects, and

WHEREAS, it is necessary to amend the Annual Budget of the General Fund (Fund No. 01) for fiscal year 1983-84 to provide for the advance of \$35,000 to the RDA,

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

1. The amount of \$2,558,515 now appropriated in account 61.02/8911, Contingency Reserve for Salary and Material Increases, of the General Fund (Fund No. 01) be reduced \$35,000 to \$2,523,515.
2. That a loan of \$35,000 is made to the RDA from the General Fund (Fund No. 01).
3. That said loan shall earn interest of 12 percent per annum from the date(s) of loan proceeds disbursement to the RDA.
4. That disbursement of the loan proceeds shall be made as required by the RDA and approved by the Director of Finance.

5. That repayment of said loan, principal and interest, shall be made to the City of Modesto in accordance with the provisions of the Cooperation Agreement between the City of Modesto and the RDA dated October 26, 1982.

BE IT FURTHER RESOLVED that the Director of Finance is hereby authorized to take the necessary steps to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the City Council of the City of Modesto held on the 28th day of February, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Sutton, Whiteside,
Acting Mayor Bright

NOES: Councilmembers: Patterson

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-107**


A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND LLOYDS OF LONDON FOR AIRPORT LIABILITY INSURANCE AND TRANSCONTINENTAL INSURANCE COMPANY & TRUCK INSURANCE EXCHANGE FOR COMBINED AUTO AND TRANSIT, GENERAL, PERSONAL, AND LIABILITY INSURANCE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Lloyds of London for Airport liability insurance and Transcontinental Insurance Company & Truck Insurance Exchange for combined auto and transit, general, personal, and liability insurance be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of February, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-108

A RESOLUTION AMENDING THE ANNUAL BUDGET OF THE CITY OF MODESTO FOR THE FISCAL YEAR 1983-84.

WHEREAS, it has been determined that certain adjustments are required to the Annual Budget of the City of Modesto for Fiscal Year 1983-84,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the following adjustments be made to the Annual Budget of the City of Modesto for the Fiscal Year 1983-84.

GENERAL FUND (FUND NO. 01)

<u>Revenue Adjustments</u>		Increase (Decrease)
<u>Account</u>	<u>Description</u>	<u>Amount</u>
101	Property Taxes	\$ 80,000
110	Sales and Use Tax	500,000
111	Utility Users Tax	(375,000)
112	Cigarette Tax	(10,000)
116	Transient Occupancy Tax	25,000
210	Motor Vehicle License Fees	150,000
302	Business License Mill Tax	105,000
320	Building Inspection Fee - All Inclusive	103,000
321	Building Inspections	4,000
323	Electrical Inspections	3,000
511	Interest on Bank Accounts	475,000
877	Dryden Golf Course Fees	(20,000)

Appropriation Adjustments

<u>Account</u>	<u>Description</u>	
200/0199	Professional and Contractual Services	1,200
300/0299	Materials and Supplies	500
200/0399	Professional and Contractual Services	1,733
100/1299	Employee Services	12,016
200/1299	Professional and Contractual Services	1,167
200/1499	Professional and Contractual Services	8,105
200/4299	Professional and Contractual Services	16,000
300/4299	Materials and Supplies	100
9000/4299	Service Credits	(12,800)
100/3799	Employee Services	(7,619)

Appropriation Adjustments (Continued)

<u>Account</u>	<u>Description</u>	<u>Amount</u>
100/4499	Employee Services	6,297
200/4499	Professional and Contractual Services	19,070
100/4599	Employee Services	(12,016)
100/4899	Employee Services	801
225/6502	Administration of Rental Property	6,000
235/6502	Professional Services	15,000
435/6502	Newsletter	200
70.13/8912	Transfers out-to Special Fund for Capital Outlay	189,213
61.02/8911	Contingency Reserve for Salary and Material Increases	795,033

SPECIAL GAS TAX STREET IMPROVEMENT FUND (FUND NO. 07)

<u>Revenue Adjustments</u>		Increase (Decrease)
<u>Account</u>	<u>Description</u>	<u>Amount</u>
205	Street and Highways Code 2106(b)	\$(20,000)
212	Motor Vehicle Fuel Tax Code 2107	157,000
274	Federal Grant	316,260

Appropriation Adjustments

<u>Account</u>	<u>Description</u>	
6554/7116	Pavement Marking Program	351,400
61.04/8911	Contingency Reserve for Pending Projects	101,860

HOUSING AND COMMUNITY DEVELOPMENT FUND (FUND NO. 11)

<u>Revenue Adjustments</u>		Increase (Decrease)
<u>Account</u>	<u>Description</u>	<u>Amount</u>
278	Federal Grant	\$222,500

Appropriation Adjustments

<u>Account</u>	<u>Description</u>	
61.08/8911	Reserve for Loan Programs	222,500

SPECIAL FUND FOR CAPITAL OUTLAYS (FUND NO. 13)

<u>Revenue Adjustments</u>		Increase (Decrease)
<u>Account</u>	<u>Description</u>	<u>Amount</u>
270	State Grant	\$ 24,822
941.01	Transfer in - from General Fund	189,213
941.14	Transfer in - from Park Fund	22,395

Appropriation Adjustments

<u>Account</u>	<u>Description</u>	
6313/7130	Fairway Neighborhood Park/Soccer Field	22,395
6320/7130	East LaLoma Neighborhood Park	24,822
6372/7130	Beyer Community Park	85,000
6985/7130	Dryden Golf Course	48,000
6393/7130	N.E. McHenry Neighborhood Park Land Acquisition	(121,254)
6375/7130	Robertson Road Neighborhood Park	(11,746)
61.10/8911	Contingency Reserve for Land Acquisition and Capital	189,213

PARKS FUND (FUND NO. 14)

<u>Appropriation Adjustments</u>		Increase (Decrease)
<u>Account</u>	<u>Description</u>	<u>Amount</u>
6313/7101	Fairway Neighborhood Park	\$(22,395)
70.13/8912	Transfers Out - to Special Fund for Capital Outlay	22,395

REVENUE SHARING FUND (FUND NO. 20)

<u>Revenue Adjustments</u>		Increase (Decrease)
<u>Account</u>	<u>Description</u>	<u>Amount</u>
511	Interest on Bank Accounts	\$ (3,000)
855/150	Revenue Sharing Allocation	(35,000)

Appropriation Adjustments

<u>Account</u>	<u>Description</u>	
61.04/8911	Contingency Reserve for Pending Projects	(38,000)

PARKING FUND (FUND NO. 60)

<u>Revenue Adjustments</u>		Increase (Decrease)
<u>Account</u>	<u>Description</u>	<u>Amount</u>
842	Off-street Parking	\$20,000

Appropriation Adjustments

<u>Account</u>	<u>Description</u>	
61.02/8911	Reserve for Operating Contingencies	20,000

WATER FUND (FUND NO. 61)

<u>Revenue Adjustments</u>		Increase (Decrease)
<u>Account</u>	<u>Description</u>	<u>Amount</u>
801	Water Sales	\$(175,000)

Appropriation Adjustments

<u>Account</u>	<u>Description</u>	
61.04/8911	Contingency Reserve for Pending Projects	(175,000)

SEWER FUND (FUND NO. 62)

<u>Revenue Adjustments</u>		Increase (Decrease)
<u>Account</u>	<u>Description</u>	<u>Amount</u>
270	State Grant	\$ (2,321,919)
271	Federal Grant	(13,931,521)

Appropriation Adjustments

<u>Account</u>	<u>Description</u>	
6617/7113	Wastewater Treatment - Primary	(12,122,727)
6778/7114	Wastewater Treatment - Secondary	(6,991,629)
61.04/8911	Contingency Reserve for Pending Projects	2,860,916

SERVICE WORKING CAPITAL FUND (FUND NO. 72)

<u>Appropriation Adjustments</u>		Increase (Decrease)
<u>Account</u>	<u>Description</u>	<u>Amount</u>
300/5899	Materials and Supplies	\$65,000

SELF-INSURANCE FUND (FUND NO. 73)

<u>Appropriation Adjustments</u>		Increase (Decrease)
<u>Account</u>	<u>Description</u>	<u>Amount</u>
100/0399	Employee Services	\$3,105
9000/0399	Service Credits	(3,105)

TUOLUMNE RIVER REGIONAL PARK FUND (FUND NO. 89)

<u>Revenue Adjustments</u>		Increase (Decrease)
<u>Account</u>	<u>Description</u>	<u>Amount</u>
274	Federal Grants	\$25,200

Appropriation Adjustments

<u>Account</u>	<u>Description</u>	
61.04/8911	Contingency Reserve for Pending Projects	25,200

BE IT FURTHER RESOLVED that the Director of Finance is hereby authorized to take the necessary steps to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of February, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

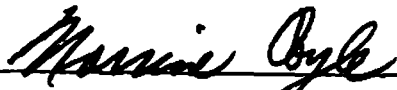
MODESTO CITY COUNCIL
RESOLUTION NO. 84-109

A RESOLUTION APPROVING THE REQUEST OF CAL AUTO PARTS, INC. FOR REFUND OF OVERPAYMENT OF BUSINESS LICENSE TAX IN THE AMOUNT OF \$948.59

BE IT RESOLVED by the Council of the City of Modesto that the request of Cal Auto Parts, Inc., for refund of overpayment of business license tax in the amount of \$948.59 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of February, 1984, by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Lang , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-110

A RESOLUTION REVISING THE POSITION CLASSIFICATION PLAN FOR
THE CITY OF MODESTO.

WHEREAS, a Position Classification Plan for the City of Modesto was
adopted by Modesto City Council Resolution No. 67-77 pursuant to Rule 2 of the
Personnel Rules and Regulations of the City of Modesto, and

WHEREAS, the City Manager has recommended to the Council an
amendment to the Position Classification Plan, and

WHEREAS, Rule 2.2 of the City of Modesto Personnel Rules provides
that revisions to the Classification Plan shall be effective upon adoption of
resolution of the City Council,

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

SECTION 1. CLASSIFICATION ABOLISHED. The position Classification
Plan of the City of Modesto is hereby amended to abolish the classification of
Secretary to the City Manager.

SECTION 2. CLASSIFICATION CREATED. The Position Classification
Plan of the City of Modesto is hereby amended to create the new classification
of Executive Assistant.

The specifications for the classification created, as shown on the
attached Exhibit "A", which is hereby made a part of this resolution by
reference, is hereby approved and made a part of the Position Classification
Plan of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of February, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

EXECUTIVE ASSISTANT

DEFINITION

Under direction, supervises, coordinates, plans and evaluates all clerical functions of the department; performs a wide variety of difficult and responsible administrative and secretarial duties for the City Manager, Mayor and Councilmembers; and does related work as required.

DISTINGUISHING CHARACTERISTICS

The position allocated to this class exercises a considerable degree of initiative, tact, and mature judgment in performance of a variety of administrative and secretarial duties for the City Manager, Mayor and Councilmembers. Duties performed require a comprehensive knowledge of City policies and procedures.

EXAMPLES OF DUTIES

Supervises and coordinates all clerical functions of the department; assists the City Manager, Mayor, and Councilmembers in the relief of substantial administrative details; provides a full range of secretarial services to the City Manager, Mayor and Councilmembers; initiates and composes confidential and detailed correspondence; processes and maintains sensitive materials; supervises the development and monitors office systems, policies and procedures; may assist in the preparation and administration of budget and fiscal control systems; supervises and coordinates complex filing and records systems; retrieves information, analyzes and prepares reports; interprets City and department policies, procedures and regulations; supervises, assigns work, trains and evaluates subordinate secretarial and clerical personnel.

SPECIAL REQUIREMENTS

Possession of an appropriate operator's license issued by the California Department of Motor vehicles within one month after appointment.

All those appointed shall serve a twelve (12) month probation. Satisfactory performance and recommendation of the City Manager is required for regular status.

EMPLOYMENT STANDARDS

Skills: Possesses stenographic, typing, administrative and analytical skills to successfully perform required duties and to supervise subordinate personnel in the performance of their duties. The minimum skill levels are set at typing 60 words per minute from clear copy; taking dictation at 90 words per minute and transcribing it accurately.

and

Knowledge of:

Principles of supervision and training;
Principles and methods of office procedures and practices,
including word processing and data processing equipment;
Filing and record keeping systems;
Technical report writing;
Fiscal control
Applications of administrative policies and procedures,
budget and information systems;
Business English, correct usage, spelling, grammar and
punctuation;
Functions and organization of municipal government.

and

Ability to:

Supervise, train and evaluate the work of subordinate personnel;
Schedule work and work under pressure;
Understand and follow complex oral and written instructions;
Read, interpret and apply policies, laws, rules, regulations,
and ordinances;
Employ good judgment and make sound decisions in accordance
with established procedures and policies;
Handle sensitive and confidential material with good judgment;
Define and analyze administrative plans;
Interpret technical data;
Perform a full range of secretarial duties, relieving the
City Manager, Mayor and Councilmembers of a variety of
administrative and clerical details;
Receive and screen callers and to answer or refer matters not
requiring administrative or professional attention;
Take stenographic notes at meetings and conferences and prepare
clear and concise reports;
Establish and maintain cooperative relationships with those
contacted in the course of work.

and

Experience:

Five (5) years of secretarial experience.

(Substitution of work completed at an accredited university or college may be granted on the basis of two (2) academic years for one (1) year of the required experience up to a maximum of two (2) years experience. An academic year is defined as 30 semester units or 45 quarter units.)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-111

A RESOLUTION AMENDING EXHIBIT "G" OF RESOLUTION NO. 83-426
ENTITLED "A RESOLUTION ESTABLISHING SALARY SCHEDULES AND
FIXING COMPENSATION FOR POSITIONS IN THE CITY SERVICE."

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

SECTION 1. AMENDMENT TO RESOLUTION NO. 83-426. Exhibit "G"

entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1983-84", attached to Resolution No. 83-426, is hereby amended as shown on the amended Exhibit "G" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1983-84" which is attached hereto and made a part hereof as though set forth in full herein. Said amended Exhibit "G" adds the classification of Executive Assistant, Range 424.0; and deletes the classification of Secretary to the City Manager, Range 422.5.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of February, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

ALPHABETICAL LISTING OF CLASSIFICATIONS IN CITY SERVICE
1983-84

(Effective 6-28-83, Amended 12-27-83, 1-3-84, 2-28-84)

<u>Range No.</u>	<u>Title of Classification</u>	<u>Range No.</u>	<u>Title of Classification</u>
114.5	Account Clerk	N/A	Chief of Police
122.0	Accountant I	426.5	Chief of Survey Party
426.0	Accountant II	N/A	City Attorney
119.5	Accounting Technician	N/A	City Clerk and Auditor
123.0	Accounts Examiner	N/A	City Manager
426.0	Administrative Analyst	117.5	Civil Engineering Technician I
422.0	Administrative Assistant	120.5	Civil Engineering Technician II
429.0	Airport Manager	123.5	Civil Engineering Technician III
424.5	Airport Maintenance Supervisor	126.5	Civil Engineering Technician IV
116.5	Animal Control Officer I	113.5	Clerk Typist
118.5	Animal Control Officer II	713.6	Clerk Typist (Y Rate)
426.5	Arborist	413.5	Clerk Typist (Confidential)
633.0	Assistant Chief of Police	124.0	Coach Mechanic
432.0	Assistant City Attorney I	419.5	Claims Representative
435.0	Assistant City Attorney II	122.0	Code Enforcement Specialist
421.5	Assistant City Clerk	424.0	Collections Supervisor
429.0	Assistant Civil Engineer	120.5	Community Service Officer
433.0	Assistant Director of Parks & Recreation	116.5	Computer Operator
122.5	Assistant Electrician	125.0	Construction Inspector
426.0	Assistant Planner	427.0	Cost Analyst
428.0	Assistant Property Agent	123.0	Crime Analyst
124.0	Assistant Public Services Officer		
427.0	Assistant Risk Manager	114.5	Data Entry Operator
426.0	Assistant Shop Supervisor	429.0	Data Processing Manager
432.0	Associate Civil Engineer	427.0	Deputy City Attorney I
429.0	Associate Planner	429.0	Deputy City Attorney II
		N/A	Deputy City Manager
426.0	Budget Accountant	312.0	Detective
122.0	Building Inspector I	N/A	Director of Engineering Services
125.0	Building Inspector II	N/A	Director of Finance
426.5	Building Maintenance Supervisor	N/A	Director of Management Services
120.5	Building Maintenance Worker	N/A	Director of Parking and Traffic
		N/A	Director of Parks and Recreation
434.0	Chief Building Official	N/A	Director of Planning and Community Development
429.0	Chief Electrician	N/A	Director of Utility Services
		117.5	Drafting Technician

Exhibit "G"

Range No.	Title of Classification	Range No.	Title of Classification
426.5	Electrical Supervisor	120.5	Maintenance Mechanic
118.5	Electrical Technician I	120.5	Maintenance Mechanic - Pumps
120.5	Electrical Technician II	116.5	Maintenance Worker I
124.5	Electrician	118.5	Maintenance Worker II
127.0	Engineering Computer Programmer	113.5	Maintenance Worker Trainee
122.5	Equipment Crew Leader	120.5	Meter Reader Repair Worker
122.0	Equipment Mechanic	112.5	Microfilm & Graphics Technician
120.5	Equipment Operator	120.5	Motor Sweeper Operator
119.0	Equipment Service Worker	424.0	Museum Supervisor
118.5	Evidence and Property Specialist		
419.5	Executive Secretary	122.5	Nursery Propagator
424.0	Executive Assistant		
430.0	Finance Division Manager	109.5	Office Aide
529.0	Fire Battalion Chief	111.5	Office Clerk
N/A	Fire Chief	411.5	Office Clerk (Confidential)
211.0	Fire Engineer	122.5	Office Services Supervisor
123.0	Fire Equipment Mechanic		
210.0	Fire Fighter	122.5	Parking and Traffic Crew Leader
208.0	Fire Fighter Trainee	429.0	Parking and Traffic Superintendent
213.0	Fire Lieutenant	120.5	Parking Meter Worker
120.5	Fire Prevention Technician	120.5	Parks Crew Leader
		720.5	Parks Crew Leader (Y Rate)
426.0	Historical Buildings Supervisor	424.5	Parks Maintenance Supervisor I
120.5	Housing Conservationist	426.5	Parks Maintenance Supervisor II
122.0	Housing Financial Specialist	429.0	Parks Superintendent
432.0	Housing Program Officer	421.5	Payroll Technician
122.0	Housing Rehabilitation Specialist I	432.0	Personnel Manager
125.0	Housing Rehabilitation Specialist II	421.5	Personnel Technician
		126.5	Plan Review Engineer
122.0	Industrial Waste Inspector I	426.5	Plan Review Engineer (MGT Benefits)
125.0	Industrial Waste Inspector II	117.5	Planning Technician I
		120.5	Planning Technician II
116.5	Janitor	123.5	Planning Technician III
122.5	Janitor Supervisor	122.5	Plant Mechanic
126.0	Junior Civil Engineer	424.5	Plant Mechanical Maintenance Supervisor
		632.0	Police Captain
122.5	Laboratory Technician	113.5	Police Clerk
113.5	Laborer (Unclassified)	630.0	Police Lieutenant
426.0	Landscape Designer		
126.0	Lead Coach Mechanic		
124.0	Lead Equipment Mechanic		
417.5	Legal Secretary		

<u>Range No.</u>	<u>Title of Classification</u>	<u>Range No.</u>	<u>Title of Classification</u>
308.0	Police Officer (Trainee Step)	416.5	Senior Personnel Clerk
310.0	Police Officer	423.5	Senior Personnel Technician
425.0	Police Records Supervisor	432.0	Senior Planner
628.0	Police Sergeant	115.5	Senior Police Clerk
429.0	Principal Management Analyst	118.5	Senior Printing Services Operator
115.5	Printing Services Operator	120.5	Senior Storeskeeper
113.5	Printing Services Trainee	122.5	Senior Wastewater Treatment Plant Operator
123.0	Programmer Analyst I	416.5	Senior Word Processing Technician
126.0	Programmer Analyst II	429.0	Shop Supervisor
426.0	Programmer Analyst (Finance)	123.5	Social Services Coordinator
430.0	Property Agent	423.5	Social Services Coordinator (MGT Benefits)
116.5	Property Control Aide	114.5	Stenographer Clerk
427.0	Public Services Officer	118.5	Storeskeeper
120.5	Public Works Line Worker	428.5	Supervising Building Inspector
424.5	Public Works Supervisor I	428.0	Supervising Construction Inspector
426.5	Public Works Supervisor II	428.0	Supervising Housing Rehabilitation Specialist
124.0	Purchasing Assistant		
430.0	Purchasing Officer	429.0	Transit Manager
		720.5	Tree Trimmer (Y-Rate)
112.5	Receptionist	120.5	Tree Trimmer
712.6	Receptionist (Y Rate)	122.5	Tree Trimmer Crew Leader
429.0	Recreation Superintendent		
426.0	Recreation Supervisor	424.5	Warehouse Supervisor
432.0	Risk Manager	118.5	Wastewater Treatment Plant Attendant
417.5	Risk Management Technician	120.5	Wastewater Treatment Plant Operator
		426.5	Wastewater Treatment Plant Supervisor
117.5	Secretary	432.0	Water Quality Control Superintendent
417.5	Secretary (Confidential)	125.0	Water System Inspector
421.5	Secretary to the City Attorney	422.0	Word Processing Supervisor
116.5	Senior Account Clerk	114.5	Word Processing Technician
428.0	Senior Accountant	113.5	Word Processing Trainee
126.5	Senior Building Inspector		
426.0	Senior Buyer	125.0	Zoning Inspector
119.5	Senior Computer Operator		
419.5	Senior Legal Secretary		Totals: 13 City Manager, Department Heads
115.5	Senior Microfilm & Graphics Technician		183 Other
			196

MODESTO CITY COUNCIL
RESOLUTION NO. 84-112

A RESOLUTION APPOINTING MEMBERS OF THE MODESTO YOUTH COMMISSION (MARK MELKORIAN, GEORGE PARK, JANEL BLOUNT, KAREN FARLEY, JOHN BAUGHMAN, ROBERT BAKER, DEBBY WESELY, CONNIE CHRISTODULIS, MICHELLE SMITH)

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions;

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

SECTION 1. The following persons ^{are} hereby appointed to the Modesto Youth Commission for the respective term as indicated:

(See Schedule "A")

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed members of the Modesto Youth Commission and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of February, 19 84, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:


NORRINE COYLE, City Clerk

SCHEDULE "A"

The following students have been recommended by the principals of Beyer, Davis, Modesto and Modesto Christian High Schools to fill the vacant positions of their predecessors on the Youth Commission. Recommended replacements are:

Mark Melkorian
2300 O'Farrell Avenue
Modesto, CA 95355
(523-3576)

Junior
Beyer High School
(term expires 6-1-84)

George Park
1620 Fernandez
Modesto, CA 95355
(523-7212)

Junior
Beyer High School
(term expires 12-1-84)

Janel Blount
1101 Bristol Lane
Modesto, CA 95350
(577-2683)

Senior
Davis High School
(term expires 6-1-84)

Karen Farley
1337 Kristi Way
Modesto, CA 95355
(522-4456)

Senior
Downey High School
(term expires 6-1-84)

John Baughman
925 Providence
Modesto, CA 95355
(523-0096)

Junior
Downey High School
(term expires 12-1-84)

Robert Baker
605 Hamden Way
Modesto, CA 95350
(577-1555)

Junior
Modesto Christian High School
(term expires 6-1-84)

Debby Wesely
2401 Kirkwood Avenue
Modesto, CA 95350
(529-3828)

Junior
Modesto Christian High School
(term expires 12-1-84)

In addition, the following students have been recommended for reappointment by the principals at Davis and Modesto High Schools:

Connie Christodulis
408 Broderick Avenue
Modesto, CA 95350
(524-1314)

Senior
Davis High School
(term expires 12-1-84)

Michelle Smith
1209 Claret
Modesto, CA 95352
(529-7582)

Junior
Modesto High School
(term expires 12-1-84)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-113

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(349).

WHEREAS, the City Council by Ordinance No. 1697-C.S., which became effective on February 15, 1978, rezoned from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(176), for development of a neighborhood shopping center, property located at the northeast corner of Standiford Avenue and Prescott Road, and

WHEREAS, City Council Resolution No. 77-1340, adopted on December 27, 1977, approved the development plan and schedule for Planned Development Zone, P-D(176), and

WHEREAS, the City Council by Ordinance No. 2100-C.S., which became effective on January 7, 1982, approved an amendment to P-D(176) to allow a business/professional office condominium complex including financial institutions in place of the neighborhood shopping center, and

WHEREAS, the City Council by Resolution No. 81-1050, adopted on December 1, 1981, amended the development plan and development schedule for Planned Development Zone, P-D(176), and

WHEREAS, a verified application for an amendment to Section 7-3-9 of the Zoning Map was filed by the Luckey Company on December 16, 1983, to rezone from Planned Development Zone, P-D(176), to a new Planned Development Zone, to allow a one and two story residential condominium development, professional offices, and financial institutions, property located on the northeast corner of Standiford Avenue and Prescott Road, described as follows:

All that certain real property situate in a Portion of Northwest Quarter of Section 7, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the City of Modesto, County of Stanislaus, State of California, described as follows:

BEGINNING at the Southwest corner of said Northwest Quarter of Section 7; thence South $88^{\circ} 55' 35''$ East along the South line of said Northwest Quarter a distance of 757.23 feet; thence North $0^{\circ} 42' 30''$ West 526.45 feet; thence Northerly 41.00 feet along a tangent curve, concave to the West, having a radius of 300.00 feet and a central angle of $7^{\circ} 07' 05''$; thence along a radial line South $82^{\circ} 10' 25''$ West 130.00 feet; thence North $24^{\circ} 36' 31''$ West 118.47 feet; thence North $47^{\circ} 34' 00''$ West 272.37 feet to the Southeasterly line of the 100 foot wide Modesto Irrigation District Lateral No. 7; thence South $42^{\circ} 26' 00''$ West along said Southeasterly line 553.60 feet to the West line of said Northwest Quarter of Section 7; thence South $0^{\circ} 42' 15''$ East along said West line 418.30 feet to the point of beginning.

CONTAINING 11.18 acres.

and

WHEREAS, a public hearing was held by the Planning Commission on February 6, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, the Planning Commission by Resolution No. 84-33, adopted on February 6, 1984, found and determined that rezoning of the above-described property is required by public necessity, convenience, or general welfare for the reasons set forth in Planning Commission Resolution No. 84-33, and

WHEREAS, by Resolution No. 84-33, adopted on February 6, 1984, the Planning Commission recommended to the City Council that Section 7-3-9 of the Zoning Map of the City of Modesto be amended to rezone Planned Development Zone, P-D(176), to Planned Development Zone, P-D(349), property located on the northeast corner of Standiford Avenue and Prescott Road, and

WHEREAS, said matter was set for public hearing before the Council of the City of Modesto in the Council Chambers, City Hall, 801 11th Street, in the City of Modesto, at 7:30 p.m., on March 13, 1984, at which time evidence, both oral and documentary, was taken and introduced, and

WHEREAS, after said public hearing held on March 13, 1984, the Council found and determined that the application of the Luckey Company to rezone from Planned Development Zone, P-D(176), to a new Planned Development Zone, should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 84-33 and quoted below:

1. The professional offices and financial institutions located on the Standiford Avenue frontage do not represent a significant change from similar uses previously approved at this location in P-D(176).
2. The density of the condominium development in the northerly portion of the P-D zone is consistent with the General Plan neighborhood prototype.

and

WHEREAS, the Council has introduced Ordinance No. 2248 -C.S. on the 13th day of March, 1984, rezoning Planned Development Zone, P-D(176), to Planned Development Zone, P-D(349), and

WHEREAS, the City Council certifies it has received and reviewed the findings of the City of Modesto Environmental Assessment Committee which resulted in a Negative Declaration in regard to the environmental impact of the proposed rezoning,

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

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(349), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Proposed Planned Development Multi-family Condominium Project, Nonresidential Speculative Office Lease Space, Modesto, California" as amended in red, stamped approved by the Planning Commission on February 6, 1984.
2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation in accordance with Section 10-2.1515 of the Modesto Municipal Code. Screen landscaping shall be installed along the northeast property line.
3. Fencing shall be constructed prior to occupancy and shall be as follows:
 - a. Six-foot board fence along the northeast property line to extend within 15 feet of San Clemente Drive.
 - b. Six-foot decorative masonry wall along the northwest property line adjacent to M.I.D. Lateral No. 7 to extend within 15 feet of Prescott Road.
4. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.
5. Standiford Avenue and Prescott Road shall be improved to current major street standards.
6. The required public street improvements shall be constructed prior to occupancy of any structures.
7. San Clemente Avenue shall be improved to current City of Modesto collector street standards.
8. All improvements shall be completed in accordance with approved plans on file in the office of the Director of Engineering Services and approved revisions required by the change in layout.

9. Drainage shall be provided as required by the Director of Engineering Services. On-site drainage shall be stored and disposed of on-site.
10. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.
11. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of materials approved by the Director of Planning and Community Development.
12. All utilities shall be underground and cable television service shall be stubbed into all units.
13. All signs in the office/financial area shall comply with the sign requirements of the P-0 Zone. All signs in the condominium area shall comply with the sign requirements of the R-3 Zone.
14. Prior to the issuance of a building permit for any condominium structure, a subdivision map shall be recorded.
15. Prior to City Council approval of a final subdivision map, the subdivider shall submit evidence in a form satisfactory to the City Attorney, that there has been created a Homeowners' Association to guarantee common facility and private property improvement and maintenance in accordance with the approved plan.
16. All curbcuts serving two-way driveways shall be widened to 41 feet in width.
17. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.
18. The applicant shall record a "Notice of Conditions" in the Stanislaus County Recorder's Office on a form available in the Planning and Community Development Department.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(349):

That the construction program be accomplished in two phases as follows:

Phase I (condominium residences) - Start construction by April 1, 1985; complete construction by April 1, 1986.

Phase II (professional offices and financial institutions)
- Start construction by April 1, 1986; complete
construction by April 1, 1987.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-mentioned development plan shall be made in accordance with the provisions of Section 10-2.2708 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 27 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned Development Zone, P-D(349) becomes effective.

BE IT FURTHER RESOLVED that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the proposed rezoning.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of March, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By *William J. Adams*
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 84-114

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE STRENGTHENING OF WATERLINE IN "H" STREET
FROM 12TH TO 15TH

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

SECTION 1. The plans and specifications for strengthening of waterline in
"H" Street from 12th to 15th
copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on April 3, 1984, at 11:00 a.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 13th day of March, 1984,
by Councilmember Bright, who moved its adoption, which motion
being duly seconded by Councilmember Sutton, was upon roll call
carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-115

A RESOLUTION ACCEPTING THE BID OF GRANITE CONSTRUCTION FOR THE RECONSTRUCTION OF THE GENERAL AVIATION AREA TIEDOWN AT THE MODESTO CITY-COUNTY AIRPORT

WHEREAS, Resolution No. 84-52, adopted by the Council of the City of Modesto on February 7, 1984, approved the plans and specifications for the reconstruction of the general aviation area tiedown at the Airport and authorized the calling for bids; and

WHEREAS, the bids received for the reconstruction of the general aviation area tiedown at the Modesto City-County Airport were opened at 11:00 a.m. on February 28, 1984, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Granite Construction in the amount of \$149,462.55 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Granite Construction in the amount of \$149,462.55 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of March, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-116

A RESOLUTION ACCEPTING THE BID OF GROVER LANDSCAPING FOR THE INSTALLATION OF AN IRRIGATION SYSTEM IN BELLENITA PARK

WHEREAS, Resolution No. 84-78, adopted by the Council of the City of Modesto on February 14, 1984, approved the plans and specifications for the installation of an irrigation system in Bellenita Park and authorized the calling for bids; and

WHEREAS, the bids received for the installation of an irrigation system in Bellenita Park were opened at 11:05 a.m. on February 28, 1984, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Grover Landscaping in the amount of \$34,592 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Grover Landscaping in the amount of \$34,952 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of March, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-117

RE-
A RESOLUTION ACCEPTING THE/CONSTRUCTION OF PUMP STATION NO. 28

WHEREAS, a report has been filed by the Director of Engineering
re-
that the/construction of Pump Station No. 28

has been completed by Central Pump Company

in accordance with the contract agreement dated August 9, 1983.
re-

NOW, THEREFORE, BE IT RESOLVED that the/construction of
Pump Station No. 28

be accepted from said contractor, Central Pump Company;

that notice of completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$23,813
as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 13th day of
March, 1984, by Councilmember Bright, who
moved its adoption, which motion being duly seconded by Councilmember
Sutton, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-118

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF TWELVE PATROL CARS AND ONE COMPACT CAR FROM THE STATE OF CALIFORNIA DEPARTMENT OF GENERAL SERVICES

WHEREAS, in the very near future, twelve Police patrol cars will have to be replaced due to high mileage; and

WHEREAS, for the past eight years, the City has used the State's Cooperative Purchasing Program because their large volume buying allows them to receive excellent prices which are passed on to participating agencies.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of twelve patrol cars and one compact car is hereby waived.

BE IT FURTHER RESOLVED that purchase of twelve patrol cars and one compact car from the State of California Department of General Services for the total price of \$141,073 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of March, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-119

A RESOLUTION GRANTING ACCESS RIGHTS BETWEEN LOTS 1 AND 6 OF BLOCK 12412 OF HACIENDA ESTATES SUBDIVISION AND COFFEE ROAD AND AUTHORIZING THE CITY MANAGER TO EXECUTE A DEED FOR THE ACCESS RIGHTS.

WHEREAS, the final map of Hacienda Estates Subdivision, recorded on September 17, 1980, in Volume 29 of Maps at page 41 of Stanislaus County Records, denied vehicular access between Coffee Road and Lots 1 and 6 of Block 12412 of said subdivision, and

WHEREAS, by letter dated February 8, 1984, Ron West, representing Bright Development, requested that the access restrictions be removed to allow duplexes, to be constructed on Lots 1 and 6 of Block 12412, to have driveways onto Coffee Road, and

WHEREAS, said request for removal of access restrictions was considered by the City Council on March 13, 1984,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that vehicular rights between Lots 1 and 6 of Block 12412 of Hacienda Estates Subdivision and Coffee Road be and they are hereby granted to Bright Development to allow driveways onto Coffee Road from said lots.

BE IT FURTHER RESOLVED that the execution of a deed for vehicular access rights to allow driveways onto Coffee Road from Lots 1 and 6 of Block 12412 of Hacienda Estates Subdivision by the City's designated official, Garth Lipsky, City Manager, be and it is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of March, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-120**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND KORN/FERRY INTERNATIONAL, A MANAGEMENT RECRUITMENT FIRM, TO RECRUIT CANDIDATES FOR THE POSITION OF ECONOMIC DEVELOPMENT MANAGER

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Korn/Ferry International, a management recruitment firm, to recruit candidates for the position of Economic Development Manager

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of March, 1984, by Councilmember Patterson who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 84-121

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$12,825 FROM RESERVE ACCOUNT TO HIRE A MANAGEMENT RECRUITMENT FIRM TO RECRUIT CANDIDATES FOR THE POSITION OF ECONOMIC DEVELOPMENT MANAGER

BE IT RESOLVED by the Council of the City of Modesto that the following appropriation transfer(s) are approved:

FROM: Reserve for Salary and Material \$12,825
 increases.

TO: Services, Professional and \$12,825
 Other (0322-235.00-01)

Transfer needed to hire management recruitment firm to recruit candidates for the position of Economic Development Manager.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of March, 1984, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-122**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND FRANK AND LOUISE BURNETT FOR WATER SERVICE TO PROPERTY OUTSIDE THE CITY LIMITS AT 1717, 1719, AND 1721 WOODLAND AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Frank and Louise Burnett for water service to property outside the City limite at 1717, 1719, and 1721 Woodland Avenue, located on the north side of Woodland Avenue between Bennett Road and Watts Avenue be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of March, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyne
NORRINE COYNE, CITY CLERK

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-123**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
THE COUNTY OF STANISLAUS FOR ANNUAL RECREATION ALLOCATION**

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and the County of Stanislaus for annual recreation allocation for 1983-84 (County will allocate and transfer to the City \$69,074.88 for expenditures by the City on community recreation) be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of March, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-124

A RESOLUTION APPROVING THE REQUEST OF CAL AUTO PARTS, INC. FOR A REFUND OF OVERPAYMENT OF BUSINESS LICENSE TAX IN THE AMOUNT OF \$948.59

BE IT RESOLVED by the Council of the City of Modesto that the request of Cal Auto Parts, Inc., for refund of overpayment of business license tax in the amount of \$948.59 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of March, 1984, by Councilmember Bright , who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:



NORRINE COYLE City Clerk

A RESOLUTION APPROVING RELEASE OF AGREEMENT BETWEEN THE CITY OF MODESTO AND TICOR TITLE INSURANCE COMPANY FOR INSTALLATION OF CURBS AND SIDEWALKS AT 705 KERR AVENUE

WHEREAS, in 1975 an agreement was executed between Stanislaus County and the then owner of the subject property providing that as a condition of issuing a building permit for a single-family dwelling the owner of the property would guarantee the installation of curbs, sidewalks, and other improvements; and

WHEREAS, the property has since been annexed to the City of Modesto and construction can be realized through the Mandatory Sidewalk Program.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Ticor Title Insurance Company for installation of curbs and sidewalks at 705 Kerr Avenue be, and it is hereby released.

BE IT FURTHER RESOLVED that the execution of said release of agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of March, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-126

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND EDWARD ANDREW CORONA FOR WATER SERVICE TO PROPERTY OUTSIDE CITY LIMITS AT 1613 EL DORADO AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Edward Andrew Corona for water service to property outside City limits at 1613 El Dorado, located on the west side of El Dorado Avenue between Eldorado Avenue and Ustick Avenue be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of March, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

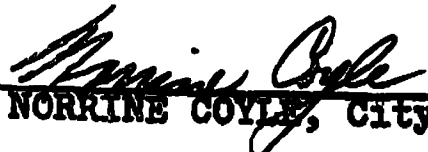
**MODESTO CITY COUNCIL
RESOLUTION NO. 84-127**

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON THE PROPOSED COLLEGE WEST AREA AMENDMENT TO THE GENERAL PLAN

BE IT HEREBY RESOLVED by the Council of the City of Modesto that April 24, 1984, at 7:30 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of the proposed College West Area amendment to the General Plan.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of March, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-128

A RESOLUTION OF INTENTION TO VACATE AND ABANDON THE PUBLIC WALKWAY IN BLOCKS 1108 AND 1109 BETWEEN DUCKART WAY AND JACQUELYN WAY, EAST OF LORRY AVENUE, IN THE CITY OF MODESTO.

WHEREAS, the City Council has received a request by adjacent property owners to vacate and abandon the public walkway in Blocks 1108 and 1109 between Duckart Way and Jacquelyn Way, east of Lorry Avenue, in the City of Modesto, and

WHEREAS, fee title to the public walkway right-of-way is vested in the adjacent landowners who are proponents of the abandonment, and

WHEREAS, the proposed walkway abandonment has been referred to affected City departments and local utility companies, and no objection to the abandonment has been received from them, and

WHEREAS, the proposed walkway abandonment has been referred to the Planning Commission, which by its Resolution No. 84-40, adopted on February 21, 1984, found and determined as follows:

1. The walkway has created a nuisance for adjacent property owners due to misuse, vandalism, and property damage.
2. The walkway is not necessary to serve present or future pedestrian access needs in the area.
3. The retention of public utility easements across the walkway right-of-way is necessary to serve existing and future utility lines.

and

WHEREAS, the Planning Commission by Resolution No. 84-40 adopted on February 21, 1984, recommended to the City Council that the vacation and abandonment of said public walkway in Blocks 1108 and 1109 between Duckart Way and Jacquelyn Way, East of Lorry Avenue, in the City of Modesto be approved, and

WHEREAS, the City Council deems it appropriate to hold a public hearing and give all persons interested in or objecting to the proposed abandonment an opportunity to be heard,

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

SECTION 1. The Council of the City of Modesto hereby declares its intention to vacate and abandon the public walkway in Blocks 1108 and 1109 between Duckart Way and Jacquelyn Way, East of Lorry Avenue, in the City of Modesto, County of Stanislaus, State of California, which is more particularly shown on the map entitled "Vacate and Abandon Public Walkway Bet. Jacquelyn Wy. & Duckart Wy. - LD 84-A", dated January 13, 1984, and on file in the office of the City Clerk, and more particularly described on the attached Exhibit "A" which is hereby made a part hereof by such reference, subject to such conditions as the City Council may require.

SECTION 2. The Council of the City of Modesto hereby elects to proceed with the proposed vacation and abandonment of said public walkway in Blocks 1108 and 1109 between Duckart Way and Jacquelyn Way, east of Lorry Avenue in the City of Modesto, pursuant to the provisions of Division 9, Part 3, of the Streets and Highways Code of the State of California.

SECTION 3. Notice is hereby given that Tuesday, the 3rd day of April 1984, at 4:00 p.m. in the Council Chambers, 801 11th Street, Modesto, California, is hereby fixed as the time and place for hearing all persons interested in or objecting to the proposed vacation and abandonment.

SECTION 4. The City Clerk is hereby directed to cause to be published in full in The Modesto Bee, the official newspaper of the City of Modesto, the date, place, and hour of said hearing once each week for two (2) successive weeks before the date set for said hearing.

SECTION 5. The Director of Planning and Community Development is hereby directed to cause notices of the proposed walkway vacation and abandonment to be posted conspicuously along the line of the walkway proposed to be vacated and abandoned at least fourteen (14) days before the date set for the hearing, and at least three (3) notices shall be posted. Such notices shall state the passage of this Resolution of Intention and the time and place for hearing.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of March, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By *Edward J. ...*
Engineering Services

VACATE AND ABANDON PUBLIC WALKWAY BETWEEN
JACQUELYN WAY AND DUCKART WAY

All that real property in the State of California, County of Stanislaus, City of Modesto, being a portion of the Northwest quarter of Section 22, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at the Southeast corner of Lot 1 in Block 1109 of the LIBERINI PARK NO. 1 Subdivision, as per map filed April 13, 1965 in Volume 21 of Maps, Page 7, Stanislaus County Records, said point being on the Northern line of 50.00 foot Jacquelyn Way; thence along the Eastern line of said Lot 1, North $00^{\circ} 05' 45''$ West, 100.00 feet, to the Northeastern corner of Lot 1 and a point on the Southern line of the WYLDEWOOD ESTATES NO. 2, Subdivision, as per map filed February 29, 1972, in Volume 23 of Maps, Page 66, Stanislaus County Records; thence along said Southern line of Wyldewood Estates No. 2 Subdivision, South $89^{\circ} 54' 15''$ West, 1.00 foot, to the Southeastern corner of Lot 17 in Block 1109 of said Wyldewood Estates No. 2 Subdivision; thence along the Eastern line of said Lot 17, North $00^{\circ} 05' 45''$ West, 96.00 feet, to the Northeastern corner of Lot 17, and a point on the Southern line of 50.00 foot Duckart Way; thence along said Southern line of Duckart Way, North $89^{\circ} 54' 15''$ East, 8.00 feet, to the Northwestern corner of Lot 19 in Block 1108 of Wyldewood Estates No. 2 Subdivision; thence along the Western line of said Lot 19, South $00^{\circ} 05' 45''$ East, 96.00 feet, to the Southwestern corner of Lot 19 and a point on the Northern line of said Wyldewood Estates No. 2 Subdivision; thence along said Northern line of Wyldewood Estates No. 2 Subdivision, South $89^{\circ} 54' 15''$ West, 1.00 foot, to the Northwestern corner of Lot 18 in Block 1108 of Wyldewood Estates No. 2 Subdivision; thence along the Western line of said Lot 18, South $00^{\circ} 05' 45''$ East, 100.00 feet, to the Southwestern corner of Lot 18 and a point on said Northern line of 50.00 foot Jacquelyn Way; thence along said Northern line of Jacquelyn Way, South $89^{\circ} 54' 15''$ West, 6.00 feet, to the point of beginning.

RESERVING THEREFROM the Northern 10.00 feet, measured at right angles, of the above described property as a Public Utility Easement.

ALSO RESERVING THEREFROM the above described property that portion located within the Northern 5.00 feet, measured at right angles, of the said Liberini Park Subdivision and the Southern 5.00 feet, measured at right angles, of the said Wyldewood Estates No. 2 Subdivision as Public Utility Easements.

MODESTO CITY COUNCIL
RESOLUTION NO. 84-129

A RESOLUTION APPOINTING MEMBERS OF THE BOARD OF BUILDING APPEALS
(JAY PFARR AND BILL SWEeley)

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions;

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

SECTION 1. The following persons ^{are} / hereby appointed to the Board of Building Appeals for the respective term as indicated:

Jay Pfarr
2020 Casa Grande Court
Modesto, Ca. 95355
Term expires 1/1/88

Bill Sweeley
501 Fleetwood Drive
Modesto, Ca. 95350
Term expires 1/1/88

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed members of the Board of Building Appeals and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of March, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-130

A RESOLUTION APPOINTING MEMBER OF THE BOARD OF PERSONNEL APPEALS (CHARLES HALL)

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions;

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

SECTION 1. The following person is hereby appointed to the Board of Personnel Appeals for the respective term as indicated:

Charles Hall
1504 Duckart Way
Modesto, Ca. 95355
Term expires 1/1/88

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the Board of Personnel Appeals and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of March, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-131

A RESOLUTION APPOINTING MEMBER OF THE CULTURE COMMISSION (MATT KEHOE)

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions;

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

SECTION 1. The following person is hereby appointed to the Culture Commission for the respective term as indicated:

Matt Kehoe
2424 Riedel Way
Modesto, Ca. 95355

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the Culture Commission and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of March, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:


NORRINE COYLE City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-132

A RESOLUTION APPOINTING MEMBERS OF THE HUMAN RELATIONS COMMISSION (BEATRICE ACOSTA, MICHAEL BRANHAM, AND JACK SCHMID)

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions;

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

SECTION 1. The following persons/ ^{are} hereby appointed to the Human Relations Commission for the respective term as indicated:

Beatrice Acosta 316 Bonita Avenue Modesto, Ca. 95354 Term to expire 1/1/88	Michael Branham 2021 Sweetwater Dr. Modesto, Ca. 95355 Term to expire 1/1/88	Jack Schmid 3505 Beachler Drive Modesto, Ca. 95356 Term to expire 1/1/85
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SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed members of the Human Relations Commission and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of March, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-133

A RESOLUTION APPOINTING MEMBERS OF THE FARM-CITY COMMITTEE (RON FISHER AND SHERRI MARTIN)

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions;

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

SECTION 1. The following persons / ^{are} hereby appointed to the Farm-City Committee for the respective term as indicated:

Ron Fisher
207 Rue De Yoe
Modesto, Ca. 95354
Term to expire 5/1/88

Sherri Martin
2128 Scenic Drive
Modesto, Ca. 95355
Term to expire 5/1/88

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed members of the Farm-City Committee and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of March, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-134

A RESOLUTION DESIGNATING COUNCILMEMBER RICHARD PATTERSON TO SERVE AS VICE MAYOR FOR THE ENSUING YEAR PURSUANT TO SECTION 603 OF THE CHARTER OF THE CITY OF MODESTO

BE IT RESOLVED by the Council of the City of Modesto that Councilmember Richard Patterson is hereby designated to serve as Vice Mayor for the ensuing year pursuant to Section 603 of the Charter of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of March, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-135

A RESOLUTION REVOKING AN ENCROACHMENT PERMIT FOR A HEDGE
AT 830-832 TULLY ROAD.

WHEREAS, Section 7-1.104 of the Modesto Municipal Code and Modesto City Council Resolution No. 69-273 authorize the issuance of encroachment permits for encroachments in the public right of way, and

WHEREAS, on December 10, 1980, an encroachment permit was issued to allow an existing hedge to encroach into the public right of way at 830-832 Tully Road in the City of Modesto, and

WHEREAS, one of the conditions of said encroachment permit, as required by Resolution No. 69-273, is that it is revokable at any time by the City Council, and

WHEREAS, the Director of Engineering Services has recommended that said encroachment permit be revoked and the hedge permitted in the public right of way by said encroachment permit be reduced in height to the maximum permitted 36 inches, and

WHEREAS, reducing the height of said hedge will increase visibility at the intersection of Tully Road and Princeton Avenue and thereby reduce the possibility of accidents and increase the public safety, and

WHEREAS, this Council has determined that the recommendations of the Director of Engineering Services should be implemented,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, that it does hereby revoke the encroachment permit issued on

December 10, 1980 for a hedge to encroach in the public right of way at 830-832 Tully Road and the Director of Engineering Services is hereby authorized and directed to take the following actions:

(1) Inform the property owner that the encroachment permit has been revoked and that the hedge must be reduced in height, and maintained at a height not greater than 36 inches.

(2) Use City forces to cut down the hedge to the required height and bill the property owner for the costs thereof in the event the owner does not reduce the hedge to the 3-foot maximum height within 60 days after notice is given of the revocation of the encroachment permit.

(3) Take such further action as may be reasonably necessary to effectuate the purpose of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of March, 1984, by Councilmember Muratore, who moved its adoption, which motion

being duly seconded by Councilmember Bright, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: Lang

ABSENT: Councilmembers: Sutton

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-136

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR
PLANNED-DEVELOPMENT ZONE, P-D (350).

WHEREAS, a verified application for an amendment to Section
7-3-9 of the Zoning Map was filed by CDS Development, Inc.
on January 6, 1984, to
reclassify from Medium-High Density Residential Zone, R-3,
to Planned-Development Zone, P-D, the following described property:

R-3 to P-D

All that certain real property situate in a portion of the Northwest Quarter of Section 7, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the City of Modesto, State of California, described as follows:

COMMENCING at the Northwest corner of said Section 7, thence along the West line of said Section 7, South 0°42'15" East 1262.78 feet to the POINT OF BEGINNING of this description; thence North 89°17'45" East 218.58 feet; thence Southeasterly 441.87 feet along a tangent curve, concave to the southwest having a radius of 586.90 feet and a central angle of 43°08'15" to the Northwesterly line of the 100-foot wide Modesto Irrigation Lateral No. 7; thence along said Northwesterly line of Lateral No. 7 South 42°26' West 906.57 feet to the West line of said Section 7; thence along said West line of Section 7 North 0°42'15" West 820.17 feet to the point of beginning.

Including also the Northwesterly 50 feet of the Modesto Irrigation District Lateral No. 7 immediately adjacent to the above described property.

Contains: 6.50 Acres.

WHEREAS, after public hearing held on February 21, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The proposed P-D Zone will allow development of a condominium project nearly identical to an apartment project already approved.
2. The proposed condominium will allow for owner occupancy of dwellings rather than a limitation of rental occupancy only.
3. The proposed P-D Zone conforms to the residential criteria of the Modesto Urban Area General Plan.

WHEREAS, after a public hearing held on March 20, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of CDS Development, Inc. for a Planned-Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth above, and

WHEREAS, the Council has introduced Ordinance No. 2249-C.S. on the 20th day of March, 1984, reclassifying the above-described property from Medium-High Density Residential Zone, R-3. to Planned-Development Zone, P-D (350).

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

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned
Development Zone, P-D() is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "CDS Development of California, Prescott Road and Cheyenne, Modesto, California" as amended in red, stamped approved by the Planning Commission on February 21, 1984.
2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation in accordance with Section 10-2.1515 of the Modesto Municipal Code.
3. Fencing shall be constructed prior to occupancy and shall be as follows:

Six-foot decorative masonry wall shall be constructed adjacent to M.I.D. Lateral No. 7 subject to required setbacks at Prescott Road and Cheyenne Way.
4. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds trash, and other debris.
5. Canal crossing fees as established by the Ordinance for the Cheyenne/Prescott canal crossing shall be paid at the time of permit.
6. Drainage shall be provided as required by the Director of Engineering Services.
7. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of the same building materials used in the major buildings as determined by the Director of Planning and Community Development.
8. All utilities shall be underground and cable television service shall be stubbed into all units.
9. All curbcuts serving two-way driveways shall be widened to 41 feet in width.

10. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.
11. That an emergency access driveway with appropriate removable barrier shall be constructed on to Cheyenne Way from the easterly parking area. A plan for the emergency access shall be submitted for approval by the Secretary of the Planning Commission prior to the issuance of a building permit.
12. Prior to occupancy of any dwelling unit, a subdivision map shall be recorded.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D (350):

That the entire construction program be accomplished in one phase, construction to begin on or before February 21, 1986, and completion to be not later than February 21, 1987.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-mentioned development plan shall be made in accordance with the provisions of Section 10-2.2708 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 27 of Title X of the Modesto Municipal Code relating to Planned-Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned-Development Zone, P-D (350) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of March, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

APPROVED AS TO DESCRIPTION:

By William J. Smith
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 84-137

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL
ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING
AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF
DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING
TO AN AMENDMENT TO SECTION MAP 7-3-9 OF THE ZONING MAP
OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY
LOCATED THEREON. (CDS DEVELOPMENT, INC.)

WHEREAS, on March 20, 1984, the City Council
by Ordinance No. 2249-C.S. giving approval to a project relating
to an amendment to Section Map 7-3-9 of the Zoning Map of the City of Modesto
to reclassify from Medium-High Density Residential Zone, R-3, to
Planned Development Zone, P-D(350)

_____, and
WHEREAS, the City Council certifies that at said Council meeting it
reviewed and considered the findings of the City of Modesto Environmental Assessment
Committee which resulted in a negative declaration in regard to the environmental
impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the Director of Planning and Community Development of the City of Modesto is
hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice
of Determination in regard to the environmental impact of the subject project
relating to an amendment to Section Map 7-3-9 of the Zoning Map of the City
of Modesto to reclassify from Medium-High Density Residential Zone, R-3,
to Planned Development Zone, P-D(350)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of March, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-138

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE REPAVING OF LEGION PARK PARKING LOT

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

SECTION 1. The plans and specifications for the repaving of Legion Park parking lot

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on April 3, 1984, at 11:05 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of March, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-139

A RESOLUTION ACCEPTING THE BID OF ALPHA WATERPROOFING AND RESTORATION FOR CITY HALL PARKING DECK REPAIRS

WHEREAS, Resolution No. 84-93, adopted by the Council of the City of Modesto on February 21, 1984, approved the plans and specifications for the City Hall parking deck repairs and authorized the calling for bids; and

WHEREAS, the bids received for the City Hall parking deck repairs were opened at 11:00 a.m. on March 13, 1984, and later tabulated by the Director of Parking and ^{Traffic} for the consideration of the Council; and

WHEREAS, the Director of Parking and ^{Traffic} has recommended that the bid of Alpha Waterproofing and Restoration in the amount of \$15,630 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Alpha Waterproofing and REstoration in the amount of \$15,680 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of March, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: Sutton

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-140

A RESOLUTION ACCEPTING THE BID OF INDUSTRIAL ELECTRIC FOR FURNISHING ONE SET OF ELECTRIC MOTOR COLLECTOR RINGS

WHEREAS, Resolution No. 84-79, adopted by the Council of the City of Modesto on February 14, 1984, approved the plans and specifications for the purchase of electric motor collector rings and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of electric motor collector rings were opened at 3:00 p.m. on March 6, 1984, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Industrial Electric for the total purchase price of \$10,998 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Industrial Electric for the total purchase price of \$10,998 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of March, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-141**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
PATTON VENDING COMPANY, INC., FOR VENDING MACHINES MAINTAINED IN VARIOUS CITY
LOCATIONS**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Patton Vending
Company, Inc., for vending machines maintained in various City locations

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 20th day of
March, 1984, by Councilmember Muratore,
who moved its adoption, which motion being duly seconded by Council-
member Lang, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-142

A RESOLUTION ACCEPTING THE BID OF PRO BUILDERS FOR THE CONSTRUCTION OF BELLENITA PARK RESTROOM

WHEREAS, Resolution No. 84-94, adopted by the Council of the City of Modesto on February 21, 1984 , approved the plans and specifications for the construction of Bellenita Park restroom and authorized the calling for bids; and

WHEREAS, the bids received for the construction of Bellenita Park restroom

were opened at 11:00 a.m. on March 6, 1984 , and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Pro Builders in the amount of \$32,000 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Pro Builders in the amount of \$32,000 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of March , 1984, by Councilmember Muratore , who moved its adoption, which motion being duly seconded by Councilmember Lang , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-143

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR STRENGTHENING OF WATER SYSTEM ON BODEM STREET
BETWEEN DOWNEY AND E. MORRIS AVENUE

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

SECTION 1. The plans and specifications for the strengthening of water system on Bodem Street between Downey and E. Morris Avenue copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on April 10, 1984, at 11:00 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of March, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Whiteside,
Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-144

AMENDED

**A RESOLUTION APPROVING / AGREEMENT BETWEEN THE CITY OF MODESTO AND
STANISLAUS COUNTY FOR THE OPERATION OF THE STANISLAUS COUNTY DRUG ENFORCEMENT UNIT**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Stanislaus County
for the operation of the Stanislaus County Drug Enforcement Unit

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 20th day of
March, 1984, by Councilmember Muratore,
who moved its adoption, which motion being duly seconded by Council-
member Lang, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-145**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE STATE OF CALIFORNIA, OFFICE OF EMERGENCY SERVICES, CONCERNING RESPONSIBILITIES FOR THE SURPLUS EMERGENCY GENERATOR ON LOAN TO MODESTO FOR USE AT OUR EMERGENCY OPERATION CENTER, 700 TIOGA DRIVE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and the State of California, Office of Emergency Services, concerning responsibilities for the surplus emergency generator on loan to Modesto for use at our Emergency Operation Center, 700 Tioga Drive be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of March, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-146

A RESOLUTION ADOPTING A REVISED AFFIRMATIVE ACTION PROGRAM FOR THE CITY OF MODESTO, DIRECTING THE CITY MANAGER TO IMPLEMENT SAID PROGRAM, AND RESCINDING RESOLUTION NO. 83-60.

WHEREAS, the City of Modesto previously adopted an Affirmative Action Program for the City of Modesto, and

WHEREAS, this Council desires to adopt and implement a revised Affirmative Action Program for the City of Modesto to include a grievance procedure for handicapped individuals,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby declares that the City of Modesto is committed to the principle that equal employment opportunities in the public service of the City under the Merit System and with those who contract to do business with the City must be afforded to all persons regardless of race, color, religion, sex, or national origin and that said principle be achieved through an Affirmative Action Program.

BE IT FURTHER RESOLVED that the Affirmative Action Program of the City of Modesto dated February 1984, a copy of which is marked Exhibit "A" and attached hereto, is hereby adopted as the Affirmative Action Program for the City of Modesto, and the City Manager is hereby directed to take the necessary steps to implement said program.

BE IT FURTHER RESOLVED that Resolution No. 83-60 adopted February 1, 1983, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of March, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST:


NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By


ELWYN L. JOHNSON, City Attorney

AFFIRMATIVE ACTION PROGRAM

February 1984

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The City Council of the City of Modesto hereby establishes a clearly defined Affirmative Action Program to insure that Equal Employment Opportunity (EEO) in City service becomes a fact as well as an ideal.

Equal Employment Opportunity involves a City commitment to personnel actions based upon the relative, job-related merit and fitness of applicants and employees and the needs of the City.

There shall be no favor or discrimination in City personnel actions based upon race, religion, color, creed, sex, age, handicap, national origin, or political affiliation or belief unless such characteristics are bona fide occupational qualifications.

Purpose and Background of the Program

The goal of the City's Personnel system, of which Affirmative Action is an integral part, is to ensure that quality services to the people of the City are provided by the most effective staff available.

Affirmative Action is the guide, monitoring tool, and corrective action mechanism to ensure that two objectives are met in the way the City staff is recruited, selected and retained:

1. To build equal employment opportunity into all personnel action decisions.
2. To develop a City work force which effectively mirrors the makeup of the labor market in terms of ethnic group and female representation in the various occupational categories.

There are, in addition, statutory case laws and administrative regulation history which outline the obligation of agencies such as the City of Modesto to develop an Affirmative Action program. Significant landmarks in that history include:

1. The Fourteenth Amendment to the United States Constitution sets forth equal protection and due process guarantees.
2. Civil Rights Acts of 1866, 1870 and 1964 set forth the liabilities and obligations for nondiscrimination.
3. Presidential Order 11246 requires Federal contractors to have written Affirmative Action programs.
4. Revised Order #4, U.S. Office of Federal Contract Compliance requires Federal contractors to identify areas of minority and female "underutilization" in the work force and develop "result oriented" programs with goals and timetables to correct underutilization.

5. Age Discrimination in Employment Act of 1967 bans arbitrary age discrimination in employment decisions.
6. Equal Employment Opportunity Act of 1972 applies the mandates of Title VI of the Civil Rights Act of 1964 and Revised Order #4 to State and local governments and sets forth the authority and responsibility of the Equal Employment Opportunity Commission.
7. Griggs vs. Duke Power Company - in 1972 a U.S. Supreme Court Decision which places the burden of defending discrimination complaints on employers. This decision emphasizes the need for employment examinations to be job related and called for the elimination of artificial barriers to employment.
8. California Fair Employment Practices Act which parallels the 1972 Federal Act and establishes the State Department of Fair Employment and Housing.
9. 1973 Rehabilitation Act which extends non-discrimination protection of the physically handicapped.
10. 1978 Health, Education and Welfare Department Regulations extend to Federal contractors an Affirmative Action obligation toward the handicapped.

In 1977, the City of Modesto adopted its first Affirmative Action program, with modifications in 1978.

This 1982 program represents a continuation of the positive efforts made in the past to make equal employment opportunity a reality in the City of Modesto government.

In general, Affirmative Action is synonymous with improvement of the personnel system and overall City government. To the extent that bias and extraneous factors unrelated to the needs of the job are eliminated, both the City and the general public which it services stand to gain.

Clear Responsibilities

Affirmative Action support is not the responsibility of any one individual, committee or department alone. From the highest policy making body in City government - the City Council - through the City Manager, the Director of Management Services, other department heads, supervisors, employee organizations, and each employee, the responsibility to make the program work is shared. For Affirmative Action to succeed, specific responsibilities must be clearly assigned in key areas as follows:

1. The City Council provides the policy direction and sets the tone which ultimately determines the success of the program. The Council also serves as a forum for public awareness of the City program.

~~The City Manager is responsible for the Council for the implementation of policies and for supporting staff and line departments in carrying out Council directives. Appointing department heads, preparing the budget, and developing policy alternatives are all City Manager functions which impact directly or indirectly on Affirmative Action. The most important function is establishing a positive tone to encourage subordinates, especially department head appointing authorities, to make Affirmative Action opportunities a part of hiring decisions.~~

3. Department Heads are generally the "appointing authorities" in City government. They are responsible for hiring decisions, promotions, disciplinary actions and insuring that City and departmental personnel policies are enforced. They are responsible to carry out these assignments equitably and actively. The "bottom line" in terms of Affirmative Action progress is the hiring decision. Therefore, the role of department heads is obviously critical.
4. The Director of Management Services has the principal responsibility for maintaining a personnel system in which equal employment opportunity can become a reality. Specifically, the Director of Management Services is responsible for recruitment/selection efforts; interacts with all other departments in matters of employment policies; serves as a labor negotiator; and monitors the Affirmative Action Program. The Director of Management Services provides staff support for the Affirmative Action Committee, prepares periodic progress reports to the Council, plays a major role in the Equal Employment Opportunity Grievance Procedure and designates a staff member to serve as Affirmative Action Officer.
5. The Affirmative Action Officer shall be the Personnel Manager.

The Affirmative Action Officer shall be responsible for administering the program and acts as secretary to the Affirmative Action Committee.

Specifically, the Affirmative Action Officer shall be responsible to:

- a. Assist departments to achieve compliance to the requirement or provision of the program.
- b. Develop and implement recordkeeping systems designed to:
 - i) Measure the effectiveness of the Affirmative Action Program throughout the City.
 - ii) Point out deficiencies and needs for remedial action.
 - iii) Determine the degree to which program goals and objectives have been reached.

- iv) Insure accurate and timely compliance with reporting requirements.
- c. Conduct periodic audits of hiring, promotion, demotion, suspension, termination, transfer, and shift assignment to insure that provisions of the program are being carried out and the goals and objectives are being met.
- d. Make periodic reviews of the Affirmative Action Program and submitting recommendations for expansion and improvement of the program where applicable.
- e. Assist in the resolution of equal employment opportunity grievances or complaints.
- f. Serve a liaison role along with other staff members between departments, enforcement agencies, minority organizations, and community action groups.
- g. Insure that the employee orientation programs include an EEO and Affirmative Action component.
- h. Conduct Affirmative Action training for management personnel.
6. Employee supervisors are required to carry out their duties in directing, training, monitoring and evaluating subordinates without regard to non-job related factors such as race, religion or sex.
7. Employee organizations have agreed as part of their memorandum of understanding with the City to support the efforts the City has and will take in support of furthering Equal Employment Opportunity through Affirmative Action.

Affirmative Action Committee

To encourage the positive progress of Affirmative Action in City of Modesto government, the City Manager shall appoint an eleven member Affirmative Action Committee for three-year terms. Members will include up to four (4) department heads, chair of the Board of Personnel Appeals, and chair of the Human Relations Commission. Members may be City employees and shall, as a group, include minority and female representation. Members shall have a background evidencing community involvement, understanding of business and employment practices and awareness of the objectives and methods of equal employment opportunity and affirmative action. The Committee shall select its own Chairperson and determine its own meeting schedule. A majority of appointed members shall constitute a quorum. Any necessary staff support shall be provided by the Affirmative Action Officer.

- a. As a resource group to the City Manager for the review and formulation of ideas for Affirmative Action improvement.
- b. As a body to review periodic Affirmative Action progress reports and work with City staff members in developing specific corrective actions.
- c. As a source to assist in the formulation and presentation of relevant EEO training programs, to disseminate information, and affect attitudes.
- d. To consider changes in City personnel policies as they impact on the furtherance of equal employment opportunity.

Communicating the Idea

It is reasonable to believe that greater awareness of the issues, policies, liabilities and opportunities associated with equal employment opportunity and Affirmative Action will result in greater progress toward the program goals.

Within the City organization...

1. All job announcements will include a notice of EEO and Affirmative Action support.
2. Affirmative Action, Equal Employment Opportunity and Educational posters will be disseminated to each department for conspicuous posting on employee or public bulletin boards.
3. Departmental Heads will periodically review the Affirmative Action status of their departments at staff meetings.
4. A relevant section on EEO obligations will be included in the "employee orientation" program.
5. The management negotiating team will include program support in its negotiating package with every employee organization.
6. The EEO obligations inherent in proper performance evaluation, effective discipline, and basic supervision will be included in supervisory and management training programs.
7. Specific Affirmative Action training will be periodically conducted by the Affirmative Action Officer.

1. All open competitive recruitment advertisements and job announcements will include reference to the City's EEO commitment.
2. The Affirmative Action Program and other related information will be available to the public in the Personnel Department.
3. A minority and female oriented recruitment mailing list will be maintained in the Personnel Department as an outreach recruitment resource.
4. City staff members will continue to make themselves available to participate with community organizations (such as service clubs, schools, or in community activities) to share information on the City service and make group presentations on EEO and Affirmative Action.
5. Assistance from specific departments will be used to reinforce particular outreach efforts in areas such as fire fighting and law enforcement.
6. Publicity evidencing the positive community service of City employees of both sexes and all ethnic groups will be encouraged.
7. Periodic news media contacts to demonstrate the positive accomplishments of Affirmative Action in the City will be encouraged. Appointments and promotions of protected group members to traditionally underutilized positions will be highlighted.

Equal Employment Opportunity and Discrimination Against the Handicapped
Grievance Procedure

1. Intent - It is the intent of this procedure to provide an effective means for resolving individual or group problems of a sensitive nature quickly and with a minimum of formal procedural requirements.
2. Scope - This procedure shall apply to allegations of adverse affect arising out of discrimination in regard to application, recruitment, appointment, training, promotion, retention, discipline, or other aspects of employment because of race, religion, color, sex, physical/mental handicap, medical condition, marital status, age, national origin, ancestry or political affiliation and provides for a process to investigate and correct the effects of such discrimination.

REFERENCE - The establishment of this procedure for resolving complaints of discrimination is not intended to supplant regular grievance procedures or prohibit employees or applicants from filing complaints with the Department of Fair Employment and Housing (DFEH), Equal Employment Opportunity Commission (EEOC), or the courts. This procedure is intended and should be viewed as a means of providing the special skills needed to promptly and fairly handle the sensitive issues involved, and to ensure full cooperation with Federal and State compliance agencies.

4. Definitions

- a. Aggrieved Persons: An employee or applicant for employment who alleges that he or she has suffered harm as the result of an adverse employment decision made on the basis of race, religion, color, sex, physical/mental handicap, medical conditions, marital status, age, political affiliation, national origin or ancestry in regard to application, recruitment, appointment, training, promotion, or discipline. This also applies to any handicapped person who complains alleging any action prohibited by regulation of the Office of Revenue Sharing, U.S. Treasury Department, under the Revenue Sharing Act.
- b. Complainant: An aggrieved person who files a formal complaint.
- c. Formal Complaint: A written complaint submitted to the City Affirmative Action Officer which states clearly the basis for an allegation of discrimination and the relief requested.

5. Representatives - In presenting and resolving grievances, aggrieved persons may represent themselves or may designate a representative of their own choosing. Costs associated with such representation, if any, will be borne by the aggrieved person.

6. Steps in the Procedure

- a. Informal Complaint: Aggrieved persons shall first contact the Personnel Office or other City department involved in the complaint within 10 calendar days of learning of such act or decision and before filing a formal complaint with the Affirmative Action Officer.
- b. Formal Complaint: If informal resolution of problems through conciliation and negotiation cannot be effected within 10 days, the aggrieved person(s) may file a formal complaint in writing with the Affirmative Action Officer, who shall discuss the complaint with the complainant and his/her representative, if any. The Affirmative Action Officer may assign an employee to investigate allegations once a formal complaint is filed, and to produce a written report of findings. This person must be capable of fairness, impartiality and objectivity. The Affirmative Action Officer shall render a decision in writing within fifteen (15) calendar days after receiving the

complaint. If the complainant is still not satisfied, the complainant shall present the complaint in writing to the City Manager. The City Manager, or his/her designated representative, shall discuss the complaint with the complainant, his/her representative, and any other appropriate persons. The City Manager shall render a decision in writing within twenty (20) calendar days after receiving the complaint. The decision of the City Manager shall be final.

Evaluation

1. The Affirmative Action Officer and Affirmative Action Committee shall continuously monitor progress of the Program and report progress to the City Manager.
2. The City Manager will submit an annual report of the Program to the City Council.

Promotion

It is the policy of the City of Modesto to attempt to upgrade protected classes already employed by the City, as well as to recruit them. Protected classes, as well as other members of the City's organization, are upgraded on the basis of performance and the passage of various promotional tests. The City, rather than establish a formal training program, relies on entry level junior positions.

Staff Training

It will be the responsibility of the Affirmative Action Officer to inform and train staff members. Review and evaluation of the program's progress will occur at six month intervals. Each department head will be made aware of the needs of his/her department and will be encouraged to bring the department up to the desired level.

Community Relations

The Affirmative Action Officer will become aware through continued contact of the needs of the minority and female communities in the City of Modesto. Along with other staff members, the Affirmative Action Officer will seek to establish and maintain lines of communication with the various minority group leaders within the City.

Contractor Compliance

Each bidder shall submit with his bid certification that he is in compliance with the Civil Rights Act of 1964, Executive Order No. 11246, the California Fair Employment Practices Act, and any other applicable federal and state laws and regulations relating to equal opportunity employment, including laws and regulations hereinafter enacted.

The City shall comply with the intent of Executive Order No. 11025 by identifying and encouraging minority enterprises to enter the bidding processes of the City of Modesto. When potential minority bidders are identified, they will be contacted and made familiar with the bidding process. Bid application forms will be forwarded to them along with other potential contractors.

Goals and Timetables

The ultimate goal of the program is to develop a City of Modesto work force which includes representation of ethnic groups, the handicapped, and both sexes in a manner which numerically mirrors the labor market population. The City work force population is, practically speaking, a product of the makeup of the local area labor market. It is recognized that the characteristics of the labor market change and that the availability within occupational groupings varies widely. Based on data from the 1980 Census of Population (U.S. Bureau of the Census), the Modesto labor market has the following overall distributions:

American Indians	1.5%
Asians	2.4%
Blacks	2.1%
Hispanics	10.5%
Whites	83.5%
Females	51.7%
Males	48.3%

The Goals and Timetables for the City of Modesto are described in Exhibit I (page 12). The assumptions are detailed in Exhibit II (page 13). The current mix for the City of Modesto is displayed in Exhibit III (page 14).

Timetables to reach or exceed goals must be reasonable and reflect anticipated hiring opportunities. With special reference to two ethnic groups currently represented in numbers below the program goal (i.e., Asians, Hispanics) the following timetable for improvement will apply:

If the near future can be predicted from the recent past, steady increase in Asian and Hispanic representation will continue to occur so that the goals will be achieved by July 1, 1992.

Goals and timetables will be subject to review and revision as census information changes.

Summary

The City of Modesto has been and will continue to be committed to the principle of equal employment opportunity. Because of this commitment, the City has established an Affirmative Action Program to insure equal employment opportunities and to eliminate practices, standards or conditions which artificially deprive individuals of employment opportunities.

The program not only seeks to eliminate the negative aspects of unequal treatment but does so in a positive manner. By seeking minority community members and actively recruiting them, the City hopes to establish among its employees a minority distribution profile congruent to that which is reflected by the City's population. The Affirmative Action Program is not limited to recruiting but also provides for the training and upgrading of minority group members.

It will be the combined responsibility of the City Manager, the Affirmative Action Officer, the Affirmative Action Committee, and the department heads to fill vacant positions with qualified female and minority individuals. It is believed that within the next ten-year period the goals of the Affirmative Action Program will be achieved either through the hiring of minorities for newly created positions or by utilizing positions which become available through turnover.

AFFIRMATIVE ACTION GOALS AND TIME TABLES

	<i>Modesto Urban Labor Market</i>	<i>City of Modesto Workforce 7/1/82</i>		
Amer. Indian	1.5%	11	1.3%	under goal
Asian	2.3%	10	1.2%	under goal
Black	2.1%	28	3.3%	
Hispanic	10.5%	73	8.7%	under goal
Other	.1%	0		
White	83.5%	720	85.5%	over goal
	<u>100.0%</u>	<u>842</u>		
Female	51.7%	142	16.9%	under goal
Male	48.3%	700	83.1%	over goal
	<u>100.0%</u>	<u>842</u>		

	<u>Actual Totals 7/1/83</u>		<u>Short-Range Goals 7/1/85</u>		<u>Long-Range Goals 7/1/92</u>	
Amer. Indian	11	1.3	11	1.3%	13	1.5%
Asian	14	1.7	12	1.4%	21	2.3%
Black	27	3.2	28	3.3%	28	3.3%
Hispanic	74	8.9	77	9.1%	88	10.5%
Other	0		0		0	
White	709	84.9	714	84.8%	692	82.2%
	<u>836</u>	<u>100.0</u>	<u>842</u>		<u>842</u>	
Female	144	17.3	145	17.2%	169	20.0%
Male	689	82.7	697	82.8%	673	80.0%
	<u>836</u>	<u>100.0</u>	<u>842</u>		<u>842</u>	

LISTING OF ASSUMPTIONS

1. The total positions in the City will remain constant at 842.
2. Whenever "non-traditional" employees leave (i.e.; females, minorities) they will be replaced, so that any change in the numbers will represent a net gain in those categories.
3. The overall turnover will be at 2.5%. This will include no more than 1.0% for administrative, professional, technical and skilled workers.
4. There will be sixty-three (63) vacancies filled from July 1, 1982 up to July 1, 1985.
5. There will be a net gain in the following by July 1, 1985:
three (3) female, and two (2) Asian, four (4) Hispanic.
6. The gains to be achieved will be accomplished by more aggressive recruiting to have eligibles on the appropriate lists for the various occupational groups.

EXHIBIT III

CITY OF MODESTO WORK FORCE - 7/1/83
BY OCCUPATIONAL CATEGORY, RACE/ETHNIC GROUP AND SEX

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17
OCCUPATIONAL CATEGORY	TOTAL EMPLOYEES	TOTAL		FEMALE PERCENT	MALE					FEMALE					TOTAL MIN.	PER- CENT
		BY SEX M	F		W B	BLACK C	HISP D	ASIAN E	AI F	W G	BLACK H	HISP I	ASIAN J	AI K		
Official/Admin.	14	12	2	14.3	11			1		2					1	7.1
Professional	76	62	13	17.1	57	3	1	2		11		2			8	10.5
Technical	62	55	7	11.3	50	1	3		1	7					5	8.1
Safety-Sworn	267	263	4	1.5	230	8	16	3	6	4					33	12.3
Safety-Non-Sworn	25	10	15	60.0	9	1				13		2			3	12.0
Office/Clerical	104	10	95	91.4	8	2				80	1	8	4	1	16	15.4
Skilled	152	151	1	.7	132	3	13	1	2	1					19	12.5
Service/Maint.	133	126	7	5.3	85	8	31	1	1	7					41	30.8
	833	689	144	17.3	582	26	64	8	10	125	1	10	6	1	126	15.1

Subtotals Race/Ethnic	7/1/82		4/18/83		7/1/83		Goals 7/1/85	Goals 7/1/92
	No.	%	No.	%	No.	%		
White	720	85.5	710	85.0	707	84.9		
Subtotal		85.5		85.0		84.9	84.9	82.3
Black	28	3.3	27	3.2	27	3.2	3.3	3.3
Hispanic	73	8.7	74	8.9	74	8.9	9.1	10.5
Asian	10	1.2	13	1.6	14	1.7	1.4	2.4
Am. Ind.	11	1.3	11	1.3	11	1.3	1.3	1.5
Q Subtotal	122	14.5	125	15.0	126	15.1	15.1	17.7
	842	100.0	835	100.0	833	100.0	100.0	100.0

MODESTO CITY COUNCIL
RESOLUTION NO. 84-147

A RESOLUTION SETTING TIME AND PLACE FOR A HEARING OF NECESSITY TO ACQUIRE TEMPORARY CONSTRUCTION EASEMENTS FOR THE CITY PARALLEL OUTFALL LINE PROJECT


BE IT HEREBY RESOLVED by the Council of the City of Modesto that April 17, 1984, at 4:00 p.m. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for a Hearing of Necessity to acquire temporary construction easements for the City parallel outfall line project from the following:

Howard Hughes et ux
Gerald L. Mollet et al
David Verissimo et ux

Bernard Stuit et al
Walker D. Halliday et ux
Lewis William Lee et al

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of March, 1984, by Councilmember Muratore , who moved its adoption, which motion being duly seconded by Councilmember Lang , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: 
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-148**

AMENDED

**A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
KENNEDY/JENKS ENGINEERS FOR ADDITIONAL ENGINEERING SERVICES FOR THE WATER QUALITY
CONTROL PLANT EXPANSION PROJECT**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
amended
**that the/agreement between the City of Modesto and Kennedy/Jenks
Engineers for additional engineering services for the Water Quality Control Plant
expansion project (specifically Unit 3 consisting of the land disposal and storage
facilities necessary to comply with the waste discharge requirements)
be, and it is hereby approved.**

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 20th day of
March, 1984, by Councilmember Lang,
who moved its adoption, which motion being duly seconded by Council-
member Whiteside, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-149

A RESOLUTION APPROVING THE REQUEST OF WALLPAPERS TO GO FOR REFUND OF \$515.65 OVERPAYMENT OF BUSINESS LICENSE TAX

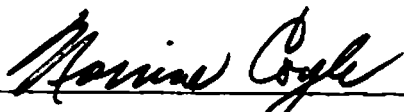
BE IT RESOLVED by the Council of the City of Modesto that the request of Wallpapers To Go for refund of \$515.65 overpayment of Business License Tax is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of March, 1984, by Councilmember Muratore , who moved its adoption, which motion being duly seconded by Councilmember Lang , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-150

A RESOLUTION ADOPTING THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM, NINTH YEAR APPLICATION, MARCH 1, 1984 TO JUNE 30, 1985, AND AUTHORIZING THE CITY MANAGER TO FILE THE APPLICATION, INCLUDING ALL UNDERSTANDINGS AND ASSURANCES CONTAINED THEREIN, WITH THE U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT AND DESIGNATING THE CITY MANAGER TO ACT IN CONNECTION WITH THE APPLICATION AND TO PROVIDE SUCH ADDITIONAL INFORMATION AS MAY BE REQUIRED.

WHEREAS, on April 12, 1976, by Resolution No. 76-538 the City Council of the City of Modesto established a Housing Maintenance Program to work under the guidance and control of the Citizens Housing and Community Development Committee on community development activities, and to make appropriate recommendations to the City Council, and

WHEREAS, the Citizens Housing and Community Development Committee held a public hearing on January 27, 1984, on the components of the 1984-85 Community Development Block Grant application, and thereafter approved the 1984-85 Community Development Block Grant application and recommended it for approval to the City Council, and

WHEREAS, the City Council considered the 1984-85 Community Development Block Grant application on March 20, 1984, and

WHEREAS, the City of Modesto has provided citizens with information concerning the amount of funds available for proposed community development and housing activities, the range of activities that may be undertaken and other related information, and

WHEREAS, the City of Modesto has provided citizens an adequate opportunity to participate in the development of the application and in the development of any revisions, changes, or amendments, and

WHEREAS, the City Council has determined that the project will not have a significant effect on the environment,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said Council does hereby approve the 1984-85 Community Development Block Grant Program application, for the ninth fiscal year, from March 1, 1984 to June 30, 1985.

BE IT FURTHER RESOLVED that the City Council does hereby authorize the City Manager to file said application, including all understandings and assurances contained therein, with the U. S. Department of Housing and Urban Development and designates the City Manager to act in connection with said application and to provide such additional information as may be required.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of March, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

031984

MODESTO CITY COUNCIL
RESOLUTION NO. 84-151

A RESOLUTION AUTHORIZING THE CITY MANAGER TO FILE A COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION FOR A RENTAL REHABILITATION PROGRAM, INCLUDING ALL UNDERSTANDINGS AND ASSURANCES CONTAINED THEREIN, WITH THE U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT AND DESIGNATING THE CITY MANAGER TO ACT IN CONNECTION WITH THE APPLICATION AND TO PROVIDE SUCH ADDITIONAL INFORMATION AS MAY BE REQUIRED.

WHEREAS, on April 12, 1976, by Resolution No. 76-538 the City Council of the City of Modesto established a Housing Maintenance Program to work under the guidance and control of the Citizens Housing and Community Development Committee on community development activities, and to make appropriate recommendations to the City Council, and

WHEREAS, the Citizens Housing and Community Development Committee held a public hearing on January 27, 1984, to consider a new demonstration program by the U. S. Department of Housing and Urban Development (HUD) entitled "Rental Rehabilitation Program" utilizing Community Development Block Grant funds, and

WHEREAS, thereafter, the Citizens Housing and Community Development Committee approved the 1984-85 Community Development Block Grant application for a Rental Rehabilitation Program and recommended it for approval to the City Council, and

WHEREAS, the City Council considered said 1984-85 Community Development Block Grant application for a Rental Rehabilitation Program on March 20, 1984, and

WHEREAS, the City of Modesto has provided citizens with information concerning the amount of funds available for proposed community development and housing activities, the range of activities that may be undertaken and other related information, and

WHEREAS, the City of Modesto has provided citizens an adequate opportunity to participate in the development of the application and in the development of any revisions, changes, or amendments, and

WHEREAS, the City Council has determined that the project will not have a significant effect on the environment,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said Council does hereby approve the 1984-85 Community Development Block Grant Program application for a Rental Rehabilitation Program, from April 1, 1984 to June 30, 1985.

BE IT FURTHER RESOLVED that the City Council does hereby authorize the City Manager to file said application, including all understandings and assurances contained therein, with the U. S. Department of Housing and Urban Development and designates the City Manager to act in connection with said application and to provide such additional information as may be required.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of March, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-152

A RESOLUTION APPROVING EXPENDITURE OF \$5,000 BY THE HOUSING PROGRAM OFFICE TO PURCHASE AND INSTALL SMOKE DETECTORS IN RESIDENCES IN TARGET AREA NO. 3 AND THROUGHOUT THE CITY OF MODESTO BEING OCCUPIED BY LOW TO MODERATE INCOME HOUSEHOLDS

WHEREAS, it has been reviewed and recommended for approval by the Citizens Housing and Community Development Committee to provide smoke detectors in residences in Target Area No. 3 and throughout the City of Modesto being occupied by low to moderate income households; and

WHEREAS, it is recommended that \$5,000 be expended to purchase and install smoke detectors in residences in Target Area No. 3 and throughout the City of Modesto being occupied by low to moderate income households.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the expenditure of \$5,000 by the Housing Program Office to purchase and install smoke detectors in residences in Target Area No. 3 and throughout the City of Modesto being occupied by low to moderate income households.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of March, 1984, by Councilmember Muratore , who moved its adoption, which motion being duly seconded by Councilmember Lang , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: *Norine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-153

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$74,000 TO THE MCHENRY MANSION RESTORATION PROJECT FROM THE MANSION'S CONTINGENCY RESERVE ACCOUNT

BE IT RESOLVED by the Council of the City of Modesto that the following appropriation transfer(s) are approved:

FROM: Contingency for Pending Projects \$74,000
(6104.00 61.04 8911 18)


TO: McHenry Mansion Restoration \$74,000
(6276.00 7101 18)

This transfer is necessary in order to continue McHenry Mansion restoration of the first floor. It will include window, doorway, wall and ceiling treatments, graining, carpeting, light fixtures and the completion of caterers kitchen. This expenditure has been approved by the McHenry Mansion Foundation.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of March, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: Sutton

ATTEST:


NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-154**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND DE LEUW, CATHER AND COMPANY FOR ENGINEERING SERVICES INCIDENTAL TO RELOCATING THE TRAIN TRACKS FROM 9TH STREET

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and De Leuw, Cather and Company for engineering services incidental to relocating the train tracks from 9th Street

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of March, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-155

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$25,000 FROM CONTINGENCY RESERVE TO COVER A PROPOSED CONSULTING CONTRACT AND CITY STAFF TIME AND INCIDENTAL COSTS TO RELOCATING THE TRAIN TRACKS FROM 9TH STREET

BE IT RESOLVED by the Council of the City of Modesto that the following appropriation transfer(s) are approved:

FROM: Contingency Reserve for Land Acquisition and Capital \$25,000

TO: Ninth Street UPRR Relocation Study \$25,000

Funds needed to cover a proposed consulting contract of about \$22,000 and City staff time and incidental costs. The study contract would lead to a plan for removal of the tracks to the Southern Pacific right-of-way.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of March, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: Sutton

ATTEST:


NORRINE COYLE City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-156**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ALLEN GRANT TERMINATING AGREEMENT OF DECEMBER 8, 1981, WHICH PROVIDED FOR A JOINT VENTURE FOR THE DEVELOPMENT OF A COMMUNITY CENTER PROJECT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Allen Grant terminating agreement of December 8, 1981, which provided for a joint venture for the development of a community center project

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of March, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Whiteside

NOES: Councilmembers: Patterson

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84- 157

A RESOLUTION AMENDING THE ANNUAL BUDGET FOR FISCAL YEAR 1983-84 OF THE GENERAL FUND (FUND NO. 01) AND THE SPECIAL FUND FOR CAPITAL OUTLAY (FUND NO. 13) TO PROVIDE A LOAN OF \$2,200,000 TO THE REDEVELOPMENT AGENCY OF THE CITY OF MODESTO. (RDA)

WHEREAS, the City of Modesto and the RDA entered into a Cooperation Agreement dated October 26, 1982 that allows the City to advance funds to the RDA, and

WHEREAS, the RDA is in the process of acquiring land for the Modesto Redevelopment Project which will require an advance of funds from the City, and

WHEREAS, it is necessary to amend the Annual Budget of the General Fund (Fund No. 01) and the Special Fund for Capital Outlay (Fund No. 13) for fiscal year 1983-84 to provide for the advance of \$2,200,000 to the RDA,

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

1. The amount of \$2,543,514 now appropriated in account 61.02-8911-01, Reserved for Operating Contingencies, of the General Fund (Fund No. 01) be reduced by \$1,200,000 to \$1,343,514.
2. The amount of \$1,200,000 resulting from the reduction of the above appropriation be added to the General Ledger account 600.00-01, Fund Balance, General Fund (Fund No. 01).
3. That a loan of \$1,200,000 is made to the Redevelopment Agency of the City of Modesto from the General Fund (Fund No. 01).
4. The amount of \$2,000,000 now appropriated in account 61.09-8911-13, Reserve for Community Center, of the Special Fund for Capital Outlay (Fund No. 13) be reduced by \$1,000,000 to \$1,000,000.

5. The amount of \$1,000,000 resulting from the reduction of the above appropriation be added to the General Ledger Account 600.00-01, Fund Balance, Special Fund for Capital Outlay (Fund No. 13).
6. That a loan of \$1,000,000 is made to the Redevelopment Agency of the City of Modesto from the Special Fund for Capital Outlay (Fund No. 13).

BE IT FURTHER RESOLVED as follows:

1. Said loans shall earn interest of 12 percent per annum from the date(s) of loan proceeds disbursement to the RDA.
2. That disbursement of the loan proceeds shall be made as required by the RDA and approved by the Director of Finance.
3. That repayment of said loan, principal and interest, shall be made to the City of Modesto in accordance with the provisions of the Cooperation Agreement between the City of Modesto and the RDA dated October 26, 1982.

BE IT FURTHER RESOLVED that the Director of Finance is hereby authorized to take the necessary steps to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of March, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Whiteside

NOES: Councilmembers: Patterson

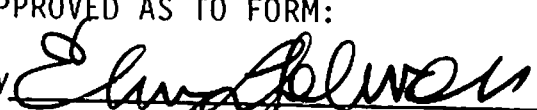
ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST:


 NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
 ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84- 158

A RESOLUTION OF BEST WISHES AND CONGRATULATIONS FROM THE
MODESTO CITY COUNCIL TO THE CITY OF BARRANQUILLA.

WHEREAS, the Sister City relationship between Barranquilla and
Modesto has been long and productive, and

WHEREAS, citizens from each community have visited the other over
the more than twenty years of our association, and

WHEREAS, the Mayor of Modesto will be in Barranquilla on March 28,
1984, and

WHEREAS, we desire that the Mayor of Modesto deliver to the Mayor of
Barranquilla our most friendly greetings, and

WHEREAS, we invite residents of Barranquilla to visit Modesto in the
heart of California, and

WHEREAS, we will continue to work with the president of the Colombo-
American Civic Association, Senor L. Eduardo Giraldo, in all forms of exchanges
between our cities.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that it hereby communicates to the officials of Barranquilla its best wishes
and congratulations on the anniversary that Barranquilla will soon be celebrating.

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 20th day of March, 1983, by
Councilmember Patterson, who moved its adoption, which motion being duly

seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84- 159

A RESOLUTION OF APPRECIATION FOR THE CONTRIBUTION OF THE
MODESTO HIGH SCHOOL BASKETBALL TEAM.

WHEREAS, the Modesto High School Panthers defeated the Oceanside Pirates to win the California Division II state basketball championship, and

WHEREAS, no other high school in Stanislaus County has ever held this title, and

WHEREAS, the Panther's season record is 33 victories and only 2 losses, and

WHEREAS, their achievements add to the pride of being associated with Modesto's first school,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that commendation and congratulations be expressed to Coach Wayne McGhee, all of the players on this championship team and the staff responsible for their notable record of accomplishment.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of March, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

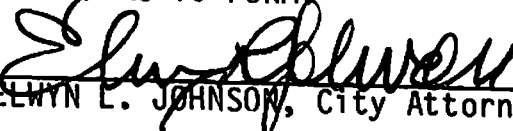
ABSENT: Councilmembers: Sutton

(SEAL)

ATTEST:


NORRINE COYLE, City Clerk

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-160

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE RESURFACING OF NEECE DRIVE FROM ROUSE AVENUE
TO TUOLUMNE BOULEVARD

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

SECTION 1. The plans and specifications for the resurfacing of Neece
Drive from Rouse Avenue to Tuolumne Boulevard

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on April 10, 1984, at 11:05 a.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 27th day of March, 1984,
by Councilmember Whiteside, who moved its adoption, which motion
being duly seconded by Councilmember Lang, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-161

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE CONSTRUCTION OF TUOLUMNE RIVER REGIONAL PARK -
PHASE II

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

SECTION 1. The plans and specifications for the construction of Tuolumne
River Regional Park - Phase II

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on April 17, 1984, at 11:00 a.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 27th day of March, 1984,
by Councilmember Whiteside, who moved its adoption, which motion
being duly seconded by Councilmember Lang, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-162

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE CONSTRUCTION OF PELANDALE WATERLINE EAST OF
BLUE BIRD

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

SECTION 1. The plans and specifications for the construction of
Pelandale waterline east of Blue Bird
copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on April 17, 1984, at 11:05 a.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 27th day of March, 1984,
by Councilmember Whiteside, who moved its adoption, which motion
being duly seconded by Councilmember Lang, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-163

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE CONSTRUCTION OF MODESTO HIGH SCHOOL TENNIS
COURTS

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

SECTION 1. The plans and specifications for the construction of Modesto High School tennis courts copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on April 17, 1984, at 11:10 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of March, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-164

A RESOLUTION REJECTING ALL BIDS FOR FURNISHING A REPLACEMENT FIRE HOSE, OPENED IN THE OFFICE OF THE CITY CLERK ON FEBRUARY 21, 1984, AND AUTHORIZING NEW CALL FOR BIDS

WHEREAS, Resolution No. 84-37, adopted by the Council of the City of Modesto on January 24, 1984, approved the plans and specifications for furnishing a replacement fire hose, and authorized the call for bids; and

WHEREAS, the bids received for furnishing one replacement fire hose were opened at 3:00 p.m. on February 21, 1984, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the bids received did not fully meet City specifications, and it appears that with minor modifications to City specifications, a competitive atmosphere will be maintained and lower prices achieved.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that all bids received for furnishing one replacement fire hose, and opened in the office of the City Clerk on February 21, 1984, are hereby rejected.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that new call for bids for furnishing one replacement fire hose to be opened April 24, 1984, at 3:00 p.m., is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of March, 1984, by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Lang , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST:


NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-165**

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WASTEWATER TREATMENT AND DISPOSAL FACILITIES, UNIT NO. 4 AS COMPLETE

WHEREAS, a report has been filed by the Director of Utility Services that the construction of Wastewater Treatment and Disposal Facilities, Unit No. 4

has been completed by Kaweah Construction Company

in accordance with the contract agreement dated November 9, 1982.

NOW, THEREFORE, BE IT RESOLVED that the construction of Wastewater Treatment and Disposal Facilities, Unit No. 4 be accepted from said contractor, Kaweah Construction Company;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$1,705,290.59 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of March, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-166

A RESOLUTION APPROVING AN UPDATED PROGRAM OF ACTION TO BE SUBMITTED TO THE CALIFORNIA ARTS COUNCIL BY THE STANISLAUS COUNTY ARTS COMMISSION.

WHEREAS, the California Arts Council and the California State Legislature have established a State/Local Partnership Program designed to encourage local cultural planning and decision-making, and to reach previously underserved constituencies, and

WHEREAS, a plan for the arts in Stanislaus County and the City of Modesto was previously submitted and approved by the Board of Supervisors and each incorporated city in the county, and

WHEREAS, there is a need to update the plan,

NOW, THEREFORE, BE IT RESOLVED that the City Council of Modesto does hereby approve the attached updated Program of Action to be submitted to the California Arts Council by the Stanislaus County Arts Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of March, 1983, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

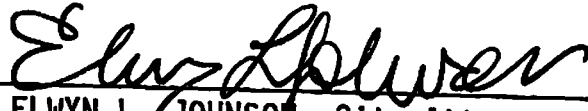
ABSENT: Councilmembers: Sutton, Mayor Mensinger

SEAL

ATTEST:


NORRINE COYLE, City Clerk

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

STATE/LOCAL PARTNERSHIP PROGRAM

PROGRAM OF ACTION

As outlined in the Planning Process Section of the Stanislaus County Arts Plan, various means are employed to determine the arts and cultural interests and needs of the residents of the county. The following are expressed priorities for the Commission.

1. Facility

An expressed and continued need for the county is a centrally located facility for county-wide use which would provide a large capacity auditorium for major performances. The Arts Commission continues to be involved in researching possibilities for such a venture; attending meetings at Modesto City Hall, and acting as advocates for proposed plan.

2. Funding

In the course of the planning process and our Arts Plan implementation, it was discovered that business is the resource area which has received the least attention from the arts community. This past year the commission had been actively involved in working to develop strong ties with local Chambers of Commerce, large local corporations and smaller businesses with regard to funding the arts within the county.

Our Business/Arts Breakfast will again be held for the fourth consecutive year. We are participating in an advisory capacity to the Modesto Chamber of Commerce and its Leadership Program.

3. Children's Touch Museum

This spring the commission will open the first touch museum in Stanislaus County. With funds from county revenue sharing and the use of a building donated by a local businessman, we will be offering exhibits and workshops for all ages.

4. Partners

The Arts Commission has formed a support group dedicated to providing volunteer help and fundraising activities for the work of the commission.

5. Combined Mailing List of Arts Organizations

A needed goal to insure the widest coverage of arts information to county residents is to combine mailing lists. This will help build attendance at arts events and performances

6. Community Access Television

The commission will continue to work for more and better local arts programming with community-based cable television channels.

7. Touring Program

The Commission will continue to help coordinate and bring arts performances to outlying regions of the county.

8. Materials and Equipment Sharing Bank

As many arts organizations operate on limited budgets, a shared bank of the more expensive materials could expand the capabilities.

MODESTO CITY COUNCIL
RESOLUTION NO. 84-167

AMENDED

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND KIAS A. AND GWENDOLEE WILLIAMS FOR THE LOT THAT WAS PURCHASED FROM THEM FOR TUOLUMNE RIVER REGIONAL PARK AND WHICH THEY HAVE BEEN LEASING BACK

BE IT HEREBY RESOLVED by the Council of the City of Modesto
amended
that the/agreement between the City of Modesto and Kias A. and Gwendolee Williams to change the insurance clause in the lease to agree more with homeowners' insurance

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said/ ^{amended} agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of March, 19 84, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Whiteside, Acting Mayor Patterson
NOES: Councilmembers: None
ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-168**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
HEWLETT PACKARD FOR MAINTENANCE OF THE HP1000 COMPUTER LOCATED IN THE ENGINEERING
SERVICES DEPARTMENT**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Hewlett Packard
for maintenance of the HP1000 computer located in the Engineering Services
Department for \$9,084 per year

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 27th day of
March, 1984, by Councilmember Whiteside
who moved its adoption, which motion being duly seconded by Council-
member Lang, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 84-169

A RESOLUTION APPROVING THE FINAL MAP OF THE
PASA TIEMPO
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Terra Dynamics, Inc.

is (are) possessed of a tract of land situate in the City of Modesto,
County of Stanislaus, consisting of 1.00 acres, known as the
Pasa Tiempo Subdivision, and

WHEREAS, a tentative map of said tract was approved by the
Planning Commission of the City of Modesto on the 3rd day of
August, 1981, and

WHEREAS, the Secretary of the Planning Commission of the
City of Modesto has certified that the final map of said tract
substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified
that the final map of said Pasa Tiempo
Subdivision meets all of the provisions of the California Subdivision
Map Act and the provisions of the Modesto Municipal Code relating to
subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of
Modesto that said final map be approved; that the streets, alleys and

easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the obligations set forth in Section 66499.3 of the Government Code of the State of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be authorized to execute and attest, respectively, an agreement with subdividers as required by Section 4-4.604 (c) of the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of March, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Council-

member Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-170**

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO ADOPT OR REVISE
CONFLICT OF INTEREST CODES FOR VARIOUS DEPARTMENTS**

BE IT HEREBY RESOLVED by the Council of the City of Modesto that April 17, 1984, at 4:00 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of adopting new conflict of interest codes for the Engineering Services Department, Office of Management Services and Utility Services Departments; and making amendments to codes for Office of City Manager, Finance, Planning & Community Development, Parking & Traffic, Fire, and Parks & Recreation Departments.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of March, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: 
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-171**

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO AUTHORIZE FILING FOR
FEDERAL TRANSIT OPERATING GRANTS FOR THE 1984/85 FISCAL YEAR**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that May 15, 1984, at 4:00 P.M. in the Council Cham-
bers, City Hall, 801 Eleventh Street, Modesto, California, is hereby
set as the time and place for consideration of authorizing filing for
Federal transit operating grants for the 1984/85 fiscal year, to cover \$1,122,641
of the estimated \$2,839,745 cost of the City's two public transit operations
(Intracity Transit and Dial-A-Ride) .

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 27th day of
March, 1984, by Councilmember Whiteside, who
moved its adoption, which motion being duly seconded by Councilmember
Lang, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 84-172

A RESOLUTION VACATING AND ABANDONING THE PUBLIC WALKWAY
IN BLOCKS 1108 AND 1109 BETWEEN DUCKART WAY AND
JACQUELYN WAY IN THE CITY OF MODESTO.

WHEREAS, the City Council of the City of Modesto adopted Resolution No. 84-128 on March 13, 1984, declaring its intention to vacate and abandon the public walkway in Blocks 1108 and 1109 between Duckart Way and Jacquelyn Way, east of Lorry Avenue, in the City of Modesto, County of Stanislaus, State of California, which said resolution is hereby referred to and incorporated herein by such reference, and

WHEREAS, said Resolution of Intention set Tuesday, April 3, 1984, at 4:00 o'clock p.m., in the Council Chambers, 801 11th Street, Modesto, California, as the time and place for a hearing on said matter, and

WHEREAS, the City Clerk published the date, place and hour of the hearing of the proposed vacation, once each week for two (2) successive weeks prior to said hearing, in the Modesto Bee, the official newspaper of the City of Modesto, and

WHEREAS, the Director of Planning and Community Development of the City of Modesto has caused notices of said proposed walkway vacation to be posted conspicuously along the line of the walkway proposed to be vacated at least fourteen (14) days before the date of said hearing in the manner specified by law, and

WHEREAS, said hearing was held on Tuesday, the 3rd day of April, 1984, at 4:00 o'clock p.m. in the Council Chambers, 801 11th Street, Modesto, California, at which time all persons interested in or objecting to the proposed vacation were afforded the opportunity to appear, and

WHEREAS, all things and acts necessary to be done as required by Division 9, Part 3, of the Streets and Highways Code in order to vacate the public walkway in Blocks 1108 and 1109 between Duckart Way and Jacquelyn Way, east of Lorry Avenue, in the City of Modesto, County of Stanislaus, State of California, have been done and accomplished, and

WHEREAS, the Council finds and declares that said public walkway in Blocks 1108 and 1109 between Duckart Way and Jacquelyn Way, east of Lorry Avenue, in the City of Modesto is unnecessary for present or prospective walkway purposes and that the abandonment thereof is in the public interest for the following reasons:

1. The walkway has created a nuisance for adjacent property owners due to misuse, vandalism, and property damage.
2. The walkway is not necessary to serve present or future pedestrian access needs in the area,

and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, the Council of the City of Modesto hereby orders and declares the vacation and abandonment of the public walkway in Blocks 1108 and 1109 between Duckart Way and Jacquelyn Way, east of Lorry Avenue, in the City of Modesto, County of Stanislaus, State of California, which is more particularly shown on the map entitled "Vacate & Abandon Public Walkway Bet. Jacquelyn Wy. & Duckart Wy. - LD 84-A" dated January 13, 1984, and on file in the office of the City Clerk, and more particularly described on the attached Exhibit "A" which is hereby made a part hereof by such reference, subject to the following conditions:

1. That within 90 days following final abandonment by the City Council the recipients of the abandoned area shall construct fencing across the Jacquelyn Way and Duckart Way openings of the walkway at the 15-foot building setback line, and shall relocate existing fences to incorporate the abandonment area into their adjacent yards.
2. That public utility easements shall be retained over the northerly 10 feet of the abandoned right-of-way adjacent to Duckart Way and over the northerly 10 feet of the southerly 105 feet of the abandoned right-of-way.

BE IT FURTHER RESOLVED that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to the vacation and abandonment of the public walkway in Blocks 1108 and 1109 between Duckart Way and Jacquelyn Way, east of Lorry Avenue, in the City of Modesto, County of Stanislaus, State of California.

BE IT FURTHER RESOLVED that the City Clerk shall cause a certified copy of this resolution, attested under the seal of the City, to be recorded in the office of the County Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of April, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson
NOES: Councilmembers: None
ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By Alfred St...
Engineering Services Department
J. Christensen 3-3-84

VACATE AND ABANDON PUBLIC WALKWAY BETWEEN
JACQUELYN WAY AND DUCKART WAY

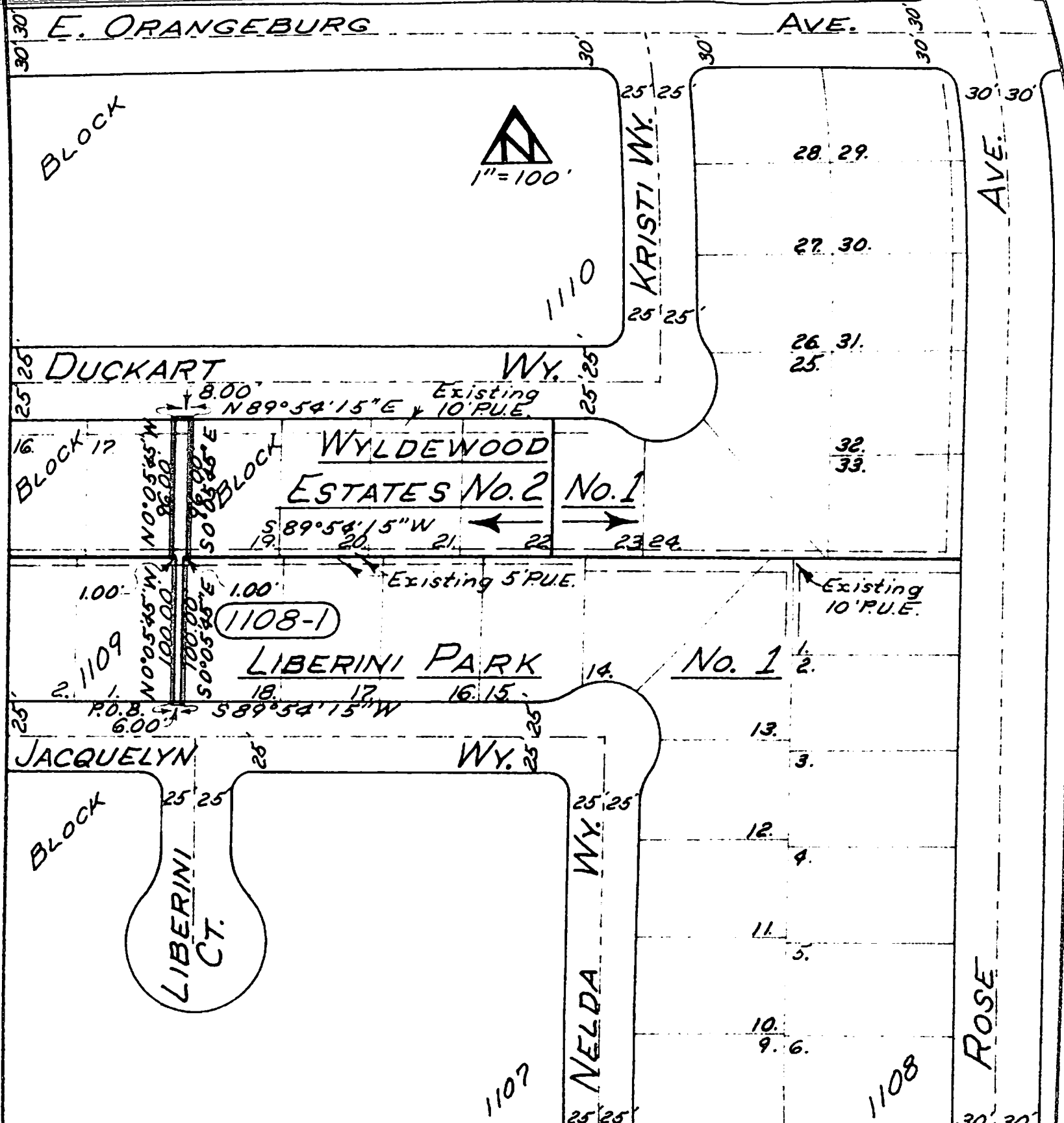
All that real property in the State of California, County of Stanislaus, City of Modesto, being a portion of the Northwest quarter of Section 22, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at the Southeast corner of Lot 1 in Block 1109 of the LIBERINI PARK NO. 1 Subdivision, as per map filed April 13, 1965 in Volume 21 of Maps, Page 7, Stanislaus County Records, said point being on the Northern line of 50.00 foot Jacquelyn Way; thence along the Eastern line of said Lot 1, North $00^{\circ} 05' 45''$ West, 100.00 feet, to the Northeastern corner of Lot 1 and a point on the Southern line of the WYLDEWOOD ESTATES NO. 2, Subdivision, as per map filed February 29, 1972, in Volume 23 of Maps, Page 66, Stanislaus County Records; thence along said Southern line of Wyldewood Estates No. 2 Subdivision, South $89^{\circ} 54' 15''$ West, 1.00 foot, to the Southeastern corner of Lot 17 in Block 1109 of said Wyldewood Estates No. 2 Subdivision; thence along the Eastern line of said Lot 17, North $00^{\circ} 05' 45''$ West, 96.00 feet, to the Northeastern corner of Lot 17, and a point on the Southern line of 50.00 foot Duckart Way; thence along said Southern line of Duckart Way, North $89^{\circ} 54' 15''$ East, 8.00 feet, to the Northwestern corner of Lot 19 in Block 1108 of Wyldewood Estates No. 2 Subdivision; thence along the Western line of said Lot 19, South $00^{\circ} 05' 45''$ East, 96.00 feet, to the Southwestern corner of Lot 19 and a point on the Northern line of said Wyldewood Estates No. 2 Subdivision; thence along said Northern line of Wyldewood Estates No. 2 Subdivision, South $89^{\circ} 54' 15''$ West, 1.00 foot, to the Northwestern corner of Lot 18 in Block 1108 of Wyldewood Estates No. 2 Subdivision; thence along the Western line of said Lot 18, South $00^{\circ} 05' 45''$ East, 100.00 feet, to the Southwestern corner of Lot 18 and a point on said Northern line of 50.00 foot Jacquelyn Way; thence along said Northern line of Jacquelyn Way, South $89^{\circ} 54' 15''$ West, 6.00 feet, to the point of beginning.

RESERVING THEREFROM the Northern 10.00 feet, measured at right angles, of the above described property as a Public Utility Easement.

ALSO RESERVING THEREFROM the above described property that portion located within the Northern 5.00 feet, measured at right angles, of the said Liberini Park Subdivision and the Southern 5.00 feet, measured at right angles, of the said Wyldewood Estates No. 2 Subdivision as Public Utility Easements.

Exhibit "A"



RECOMMENDED BY:		Revisions	DATE	BY
JERRY BUTLER		Added Public Utility Easements	Feb 15, '84	J.L.C.
CITY OF MODESTO DEPARTMENT OF ENGINEERING		Corrected Spelling in Title	Mar. 13, '84	J.L.C.
ALFRED KAUFMAN, DIRECTOR		VACATE AND ABANDON PUBLIC WALKWAY BET. JACQUELYN WY. & DUCK- ART WY. ~ LD 84-A		
DATE	DRAWN	CHECKED	FLD. BK. & PG.	
Jan. 13, 1984	J. Christiansen	RE. 6743	W. O. NO.	
			FILE NUMBER	
			4-A-672	

MODESTO CITY COUNCIL
RESOLUTION NO. 84-173

A RESOLUTION AMENDING SECTION 1 OF MODESTO CITY COUNCIL RESOLUTION NO. 79-588, TO ALLOW C-2 USES IN P-D(225), PROPERTY LOCATED AT THE NORTHEAST CORNER OF CARPENTER ROAD AND ELM AVENUE, IN THE CITY OF MODESTO.

WHEREAS, Ordinance No. 1840-C.S., which was introduced on June 12, 1979, finally adopted on June 19, 1979, and which became effective July 19, 1979, granted P-D(225) to allow a retail furniture store and warehouse, property located on the northeast corner of Carpenter Road and Elm Avenue, and

WHEREAS, City Council Resolution No. 79-588, approved the development plan and schedule for P-D(225), and also contained the conditions of approval for the development of said uses on the P-D(225) property, and

WHEREAS, a verified application for an amendment to P-D(225) was filed by Gary P. Bedrosian on February 27, 1984, to allow all C-2 zone uses along with establishing a wholesale-retail business in an existing 52,500 square foot building, property located at the northeast corner of Carpenter Road and Elm Avenue, and

WHEREAS, a public hearing was held by the Planning Commission on March 19, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, at said hearing, after hearing evidence both oral and documentary, the Planning Commission, by its Resolution No. 84-55, found and determined that the requested amendment of P-D(225) to allow all C-2 uses, except ambulance service and on/off-sale alcoholic beverage sales, along with a retail wholesale building supply business is required by public necessity, convenience, and general welfare for the following reasons:

1. The proposed home improvement sales establishment and other related C-2 zone uses will be as compatible with the adjoining residential areas as was the originally approved furniture store, a C-2 use.
2. The property is well insulated from the adjoining residential area to the east by virtue of a solid masonry wall and screen landscaping.
3. Exclusion of ambulance service and on/off-sale alcoholic beverage sales from the uses allowed will help assure continued neighborhood compatibility.

and

WHEREAS, said matter was set for public hearing before the City Council at its regular meeting place in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, on April 3, 1984, at 4:00 p.m., and

WHEREAS, after hearing evidence both oral and documentary, the Council finds and determines that the requested amendment to P-D(225) to allow all C-2 zone uses, except ambulance service and on/off-sale alcoholic beverage sales, along with establishing a wholesale-retail business in an existing 52,500 square foot building is required by public necessity, convenience, and general welfare for the reasons set forth in Planning Commission Resolution No. 84-55 and quoted above, and

WHEREAS, the City Council certifies it has received and reviewed the findings of the City of Modesto Environmental Assessment Committee which resulted in a Negative Declaration in regard to the environmental impact of the proposed amendment,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Section 1 of Modesto City Council Resolution No. 79-588 is hereby amended to read as follows:

SECTION 1. DEVELOPMENT PLAN. The development Plan for Planned Development Zone, P-D(225) is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan titled "Landscaping Plan, VRH's Furniture" as amended in red, stamped approved by the City Council on June 12, 1979.
2. Prior to occupancy, the applicant shall obtain certification from the Director of Parks and Recreation that the landscaping and irrigation system generally conforms to City standards and/or any previously approved plans.
3. That all landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.
4. That the applicant shall record a "Notice of Conditions" form.
5. That the applicant shall install fire hydrants and the pipeline system therefore in accordance with the requirements and to the specifications of the Fire Chief. Said hydrants shall be installed and operable prior to construction of any structures.
6. That all trash shall be maintained within buildings or in fully enclosed trash areas in locations approved by the Director of Planning and Community Development. If trash enclosures are used, they shall be constructed of the same building materials used in the major buildings or of decorative masonry as determined by the Director of Planning and Community Development.
7. That prior to occupancy of the premises, an eight-foot high solid decorative masonry wall shall be constructed along the east boundary of the property adjacent to residential zoning.
8. That all signs shall comply with the sign requirements of the H-1 Zone.
9. That all parking and driveway areas shall be improved in accordance with City standards including the provisions of Section 10-2.1801, 10-2.1804, 10-2.1808 and 10-2.1810 of the Municipal Code. All drainage facilities shall be provided in accordance with the requirements of the Director of Engineering Services.
10. That the development shall be connected to public water and sewer facilities in accordance with the requirements of the Director of Engineering Services.
11. That no operations conducted on the premises shall cause an unreasonable amount of noise, odor, dust, mud, smoke, vibration, or electrical interference detectable off the premises. All machinery or equipment located on the premises shall be soundproofed in accordance with the requirements of the Director of Engineering Services.

12. That prior to the issuance of a building permit the developer shall dedicate public utility easements as required by the utility companies serving the development and in accordance with the requirements of the Director of Engineering Services.
13. That all outdoor lighting shall be shielded from adjacent residential properties in accordance with the requirements of the City Engineer.
14. That prior to the issuance of a building permit, street improvement plans for the required street improvements shall be prepared by a registered civil engineer and submitted to the City Engineer for approval. All public improvements shall be constructed in accordance with the approved plans.
15. That upon demand by the City, the developer shall dedicate additional right-of-way to complete Carpenter Road to a major street standard in accordance with the requirements of the Director of Engineering Services.
16. That upon demand by the City, the developer shall dedicate additional right-of-way to complete Elm Avenue to a collector street standard in accordance with the requirements of the Director of Engineering Services.
17. That the developer shall improve Carpenter Road to major street standards in accordance with the requirements of the Director of Engineering Services prior to occupancy or upon demand by the City of Modesto, whichever occurs first.
18. That the developer shall improve Elm Avenue to collector street standards in accordance with the requirements of the Director of Engineering Services prior to occupancy or upon demand by the City of Modesto, whichever occurs first.
19. The entire premises shall not be used for outside storage of any type of material except as authorized in Section 10-2.807 of the Modesto Municipal Code.
20. If there is a loading dock on the east side of the building, that all activities in the loading dock area, including the parking of trucks, may be conducted only between the hours of 7 a.m. and 10 p.m.

BE IT FURTHER RESOLVED that all provisions of City Council Resolution No. 79-588 not in conflict herewith shall remain in full force and effect.

BE IT FURTHER RESOLVED that the Director of Planning and Community

Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the proposed amendment to Planned Development Zone, P-D(225).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of April, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Bright, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:



NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 

ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-174

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS TO EPOXY INJECT CRACKS IN THE THREE CITY PARKING
STRUCTURES

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

SECTION 1. The plans and specifications to epoxy inject cracks in the
three City parking structures

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on April 24, 1984 at 11:00 a.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 3rd day of April, 1984,
by Councilmember Lang, who moved its adoption, which motion
being duly seconded by Councilmember Sutton, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-175

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE INTERNAL REPAIR OF THE 60-INCH OUTFALL SEWER

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

SECTION 1. The plans and specifications for the internal repair of the
60-inch outfall sewer

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on April 17, 1984, at 11:15 a.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 3rd day of April, 1984,
by Councilmember Lang, who moved its adoption, which motion
being duly seconded by Councilmember Sutton, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-176

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE RESURFACING OF WEST ROSEBURG FROM TULLY
TO CARVER

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

SECTION 1. The plans and specifications for the resurfacing of West
Roseburg from Tully to Carver Roads

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on April 24, 1984, at 11:10 a.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 3rd day of April, 1984,
by Councilmember Lang, who moved its adoption, which motion
being duly seconded by Councilmember Sutton, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-177

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE CONSTRUCTION OF EKINS AND GAGOS SUBTRUNK SEWER

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

SECTION 1. The plans and specifications for the construction of
Ekins and Gagos subtrunk sewer

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on April 24, 1984, at 11:05 a.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 3rd day of April, 1984,
by Councilmember Lang, who moved its adoption, which motion
being duly seconded by Councilmember Sutton, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-178

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR FURNISHING ONE GASOLINE-POWERED FORKLIFT

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

SECTION 1. The plans and specifications for furnishing one gasoline-powered forklift

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on April 24, 1984, at 3:05 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of April, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:



NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-179**

A RESOLUTION ACCEPTING THE CONSTRUCTION OF BIKE TRAIL AT M.I.D. LATERAL NO. 2 - PHOENIX AND CONEJO AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering that the construction of bike trail at M.I.D. Lateral No. 2 - Phoenix and Conejo has been completed by John Raney Construction

in accordance with the contract agreement dated December 13, 1983.

NOW, THEREFORE, BE IT RESOLVED that the construction of bike trail at M.I.D. Lateral No. 2 - Phoenix and Conejo be accepted from said contractor, John Raney Construction;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$12,192.25 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of April, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-180

A RESOLUTION AUTHORIZING ADDITIONAL PAYMENT ON PURCHASE ORDER TO PACIFIC PIPELINE SURVEY TO TEST, CHEMICAL GROUT AND RETEST LEAKING JOINTS IN THE OUTFALL SEWER

WHEREAS, a purchase order in the amount of \$4,800 was issued to Pacific Pipeline Survey to test, chemical grout and retest leaking joints in the outfall sewer; and

WHEREAS, the necessary work is finished, and in order to test this process to its fullest extent an additional \$1,055 is needed to cover the cost; and

WHEREAS, Council approval is required for purchase orders exceeding \$5,000.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that issuance of a purchase order to Pacific Pipeline Survey in the amount of \$1,055 to cover additional payment to test, chemical group and retest leaking joints in the outfall sewer, is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of April, 1984, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: 
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-181**

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON APPLICATION BY STEVEN EUGENE LAWRY FOR CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE A TAXI COMPANY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that April 24, 1984, at 7:30 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of an application by Steven Eugene Lawry for certificate of public convenience and necessity to operate a taxi company.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of April, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-182

A RESOLUTION APPOINTING MEMBER OF THE FARM-CITY ADVISORY COMMITTEE
(MARGARET RUSH)

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions;

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

SECTION 1. The following person is hereby appointed to the Farm-City Advisory Committee for the respective term as indicated:

Margaret Rush
2948 Scenic Drive
Modesto, Ca. 95355

Term to expire 5/1/87

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the Farm-City Advisory Committee and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of April, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-183

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR P-D(351).
(YOSEMITE PROPERTIES CO.)

WHEREAS, the Council has introduced Ordinance No. 2251-C.S., reclassifying the following described property from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(351):

R-1 to P-D

All that certain real property situate in a portion of the Northeast quarter of the Southwest quarter of Section 7, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, lying within the County of Stanislaus, State of California, described as follows:

Being the North half of the North 992.64 feet of the East 892.32 feet of Lot 1 of the Knapp Tract according to the map thereof recorded November 16, 1904, in Volume 2 of Maps at Page 2, Stanislaus County records, and being more particularly described as follows:

Beginning at the Northeast corner of said Lot 1, said corner also being the center line intersection of Standiford Avenue and Carver Road; thence North 89°00'30" West along the North line of said Lot 1 and along the center line of Standiford Avenue, a distance of 892.32 feet; thence South 0°41'00" East, a distance of 496.32 feet; thence South 89°00'30" East, a distance of 892.32 feet to the intersection with the East line of said Lot 1 and the center line of Carver Road; thence North 0°41'00" West along said East line of Lot 1 and the center line of Carver Road, a distance of 496.32 feet to the point of beginning.

Containing 10.16 acres more or less

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

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(351), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan titled "Standiford Square" as amended in red, stamped approved by the City Council on April 10, 1984.
2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation in accordance with Section 10-2.1515 of the Modesto Municipal Code. Screen landscaping shall be installed along the South and West property lines.
3. Fencing shall be constructed prior to occupancy and shall be at a minimum as follows:
 - a. Six foot board fence with decorative masonry pilasters along the west property line and the south property line behind the office portion of the site.
 - b. Eight foot decorative masonry wall along the South property line behind the shopping center.
4. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.
5. The developer shall dedicate and/or improve sufficient right-of-way as required by the Director of Engineering Services to complete Carver Road and Standiford Avenue to collector and major street standards, respectively, prior to occupancy or upon demand by the City, whichever occurs first.
6. Prior to issuance of a building permit, street improvement plans shall be approved by the Director of Engineering Services.
7. Prior to occupancy, the developer shall construct full sidewalk on the Carver Road and Standiford frontages as required by the Director of Engineering Services.
8. Irrigation lines shall be removed or relocated as required by the Modesto Irrigation District and the Director of Engineering Services. Easements for irrigation lines to remain shall be dedicated.
9. Drainage shall be provided as required by the Director of Engineering Services.
10. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.
11. Trash bins shall be kept in enclosures in accordance with approved plans, and shall be constructed of the same building materials used in the major buildings as determined by the Director of Planning and Community Development.

12. All businesses may be open to the public only between the hours of 7 a.m. and 10 p.m. seven days a week, unless a use permit for each business seeking additional hours is obtained from the Board of Zoning Adjustment.
13. No operations conducted on the premises shall cause an unreasonable amount of noise, odor, dust, mud, smoke, vibration, or electrical interference detectable off the premises. All machinery or equipment shall be soundproofed as required by the Director of Engineering Services.
14. The loading dock area on the South side of the shopping center may not be used for outside storage of any type of material.
15. All activities in the loading dock area, including the parking of trucks, may be conducted only between the hours of 6:00 a.m. to 10:00 p.m. each day from November 1st of any year to and including March 31st of the following year, and 5:00 a.m. to 10:00 p.m. each day from April 1st of any year to and including October 1st of the same year.
16. The supermarket shall be the first use to open for business in the shopping center.
17. Two freestanding shopping center identification signs shall be permitted, one each on the Carver Road and Standiford Avenue frontages. These signs shall not exceed 72 sq. ft. in area and 20 feet in height. All other signs in the shopping center shall comply with the sign requirements of the H-1 Zone. Signs for the office building shall conform to the sign requirements of the P-0 Zone.
18. No signs over 8 feet high shall be permitted on the South face of any of the buildings. No signs over 6 feet high shall be permitted on the West face of the office building.
19. Prior to issuance of a building permit, the developer shall pay the City of Modesto the cost of planting street trees, the number as determined by the Director of Engineering Services.
20. All curbcuts serving two-way driveways shall be widened to 41 feet in width.
21. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(351):

Entire construction program to be completed in one phase, construction to begin on or before April 10, 1987, and completion to be not later than April 10, 1988.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-mentioned development plan shall be made in accordance with the provisions of Section 10-2.2708 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 27 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above described property to Planned Development Zone, P-D(351), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of April, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By *William J. McNeil*
Director of Planning & Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 84-184

A RESOLUTION CERTIFYING REVIEW OF FINAL ENVIRONMENTAL IMPACT REPORT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 7-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (YOSEMITE PROPERTIES CO.)

WHEREAS, on April 10, 1984, the City Council introduced Ordinance No. 2251-C.S. giving approval to a project relating to an amendment to Section Map 7-3-9 of the Zoning Map to reclassify certain property from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(351), and

WHEREAS, the City Council certifies that at said Council meeting it received and reviewed the Environmental Impact Report and Addendum which identified impacts in the areas of traffic and conflict with the General Plan, and

WHEREAS, the City of Modesto Environmental Review Guidelines require that when an Environmental Impact Report identifies significant effects of a project, specified findings regarding the effects shall be made.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as to the potential significant effects identified in the Environmental Impact Report and Addendum, that it hereby adopts the following statement of overriding considerations: The Council hereby finds that, based on the Environmental Impact Report and Addendum and other information contained in the record, its action to amend Section 7-3-9 of the Zoning Map to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D, and to approve a development plan for P-D(351), will have impacts in the areas of traffic and conflict with the General Plan, but that specific economic, social, or other

considerations make infeasible mitigation measures or project alternatives.

The facts supporting such findings are as follows:

1. The proposed shopping center has less area and square footage than a typical neighborhood shopping center. The applicant can be expected to add a supermarket to serve the needs of this general area soon. These factors warrant deviation from the General Plan.
2. The office complex represents the retention of approximately 100 jobs, an important step in meeting the City's economic development goals.
3. The office complex is a typical accessory use to a shopping center.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of April, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:



NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-185

A RESOLUTION GRANTING APPROVALS TO THE MODESTO JAYCEES FOR A FIREWORKS DISPLAY AND PARADE AND FOR ASSISTANCE WITH THE JAYCEES "PICNIC IN THE PARK" FOR THE 1984 FOURTH OF JULY CELEBRATION IN THE CITY OF MODESTO, AND GRANTING FREE BUS AND DIAL-A-RIDE TRANSPORTATION SERVICE FOR SAID "PICNIC IN THE PARK" ON JULY 3 AND 4, 1984, SUBJECT TO CERTAIN CONDITIONS.

WHEREAS, the Modesto Jaycees (hereinafter referred to as the Jaycees) has filed a request with the City Council for permission to have a fireworks display on July 4, 1984, and a parade on July 4, 1984, and for assistance with its "Picnic in the Park" on July 3 and 4, 1984, all of which will be held to celebrate the 1984 Fourth of July, and

WHEREAS, the Council deems it appropriate to grant approvals and assistance to the Jaycees relating to its Fourth of July celebration, subject to certain conditions,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby approve the following, subject to the conditions set forth, relating to the Modesto Jaycee's 1984 Fourth of July Celebration fireworks display and parade:

1. The Jaycees are granted permission to use John Thurman Field for display of fireworks on the evening of Wednesday, July 4, 1984, subject to the following conditions:

(a) That the weather conditions will not create any fire hazard to the surrounding area;

(b) That the City be reimbursed for any damages which may occur to John Thurman Field and City's two (2) adjacent golf courses;

(c) That arrangements be cleared by the Director of Parks and Recreation and the Chief of Police;

(d) That the fireworks display be conducted according to the requirements of the Fire Chief of the City of Modesto as set forth in the memorandum from the Fire Chief to the City Manager dated April 10, 1984, a copy of which is attached hereto marked Exhibit "A" and made a part hereof as though set forth in full herein.

2. The City will supply a standby fire truck for the fireworks display.

3. The City will provide eight (8) chemical toilets for use in the Municipal Golf Course and four (4) chemical toilets for use at John Thurman Field for the fireworks display on Wednesday, July 4, 1984.

4. "I" Street, between 11th and 12th Streets will be barricaded between 9:30 a.m. and 2:30 p.m. on Wednesday, July 4, 1984, for the parade.

5. The City's reviewing stand with canvas top will be placed on "I" Street close to the cannon in the Courthouse Park by City personnel for use for the parade on Wednesday, July 4, 1984.

6. The Jaycees are granted permission to use a public address system at the reviewing stand for the parade. Said public address system to be furnished by the Jaycees.

7. The following parade route is approved as the parade route to be used on Wednesday, July 4, 1984, subject to approval of the Chief of Police and Director of Parking and Traffic: starting at 10th and F Streets, north on 10th to J Street; east on J Street to 11th; south on 11th to I Street; east on I Street to 16th Street; then dismantle.

8. The City will supply three (3) street sweepers for the parade.

9. The City will pay the Jaycees a total of Seven Thousand and no/100ths (\$7,000.00) Dollars to help defray some of the Jaycees' expenses

such as insurance, postage, etc. for the 1984 Fourth of July fireworks display, and parade.

10. The City will provide police assistance as deemed necessary by the Chief of Police.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that it does hereby approve the following, subject to the conditions set forth, relating to the Jaycees' 1984 Fourth of July "Picnic in the Park":

1. The City of Modesto will provide twenty (20) chemical toilets for use in the Tuolumne River Regional Park for the "Picnic in the Park" on Tuesday, July 3, 1984, and Wednesday, July 4, 1984.

2. The City of Modesto will provide eight (8) City workers to assist the Tuolumne River Regional Park personnel.

3. The City will provide police assistance as deemed necessary by the Chief of Police.

BE IT FURTHER RESOLVED that the following conditions shall apply to the request of the Modesto Jaycees relating to their 1984 fireworks display, parade and "Picnic in the Park":

1. The City of Modesto shall indemnify and hold harmless the Modesto Jaycees from any and all liability, costs, damages, or injuries to persons or damage to property, which may arise out of or in any way be connected with the ordinary and customary condition of City property and facilities, or which may arise out of the negligent acts or omissions of any officer, agent, or employee of the City of Modesto.

2. The Modesto Jaycees shall indemnify and hold harmless the City of Modesto, its officers, agents and employees, from any and all liability, costs, damages or injuries to persons or damage to property, which may arise

out of or in any way be connected with the Jaycees' use of John Thurman Field and the streets and areas adjacent thereto for the Jaycees' Fireworks display and the use of City facilities for the Jaycees' parade and "Picnic in the Park".

3. The Jaycees shall furnish to the City Clerk of City current and valid certificates of insurance evidencing Public Liability insurance as shall protect the Jaycees and its agents and employees from claims for damages for bodily injury and property damage which may arise out of the Jaycees' use of John Thurman Field and the areas adjacent thereto for the Jaycees' fireworks display and the use of City facilities for the Jaycees' parade and "Picnic in the Park."

The amounts of Public Liability insurance shall be as follows:

Not less than Two Hundred Fifty Thousand and no/100ths (\$250,000.00) Dollars as the result of any one occurrence because of bodily injury, sickness, and disease including death therefrom (hereafter called "bodily injury") sustained by any one person; and Five Hundred Thousand and no/100ths (\$500,000.00) Dollars as the result of one or more occurrences because of "bodily injury"; and not less than One Hundred Thousand and no/100ths (\$100,000.00) Dollars as the result of any one or all occurrences for property damage.

The Jaycees' liability policies, (and the valid certificate(s) of insurance which is (are) to be furnished to the City Clerk), shall contain contractual liability certification provisions stating that the policies are extended to cover the liability assumed by the Jaycees under the terms of this resolution. The certificate(s) of insurance must be on file with the City Clerk and shall not permit cancellation of said insurance unless ten (10)

days' written notice is furnished to the City Clerk of the City of Modesto, prior to the date of July 3, 1984.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that it does hereby approve the following, subject to the conditions set forth, relating to bus transportation and Dial-A-Ride service for the "Picnic in the Park":

1. The City will provide/operate two buses on Wednesday, July 4, 1984, between the approximate hours of 12:30 p.m. and 8:30 p.m. for free shuttle bus service from the downtown area to the "Picnic in the Park" celebration at the Tuolumne River Regional Park.

2. The City will provide/operate Dial-A-Ride service, on a fare-free basis, on Wednesday, July 4, 1984. Other than being fare-free, the Dial-A-Ride service will be provided/operated in accordance with its normal weekday operating hours and regulations.

BE IT FURTHER RESOLVED that the City Clerk shall furnish the Modesto Jaycees with a copy of this resolution. The Jaycees shall file a written acceptance of this resolution with the City Clerk, and no right shall be conferred hereby until said acceptance is filed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of April, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly

seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elyse Johnson
ELYSE JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-186

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR ANNUAL REQUIREMENTS OF LIQUID CHLORINE

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

SECTION 1. The plans and specifications for the annual requirements of liquid chlorine

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on May 1, 1984, at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of April, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:



NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-187

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR FURNISHING ANNUAL COMPACTION, AGGREGATE AND
CONCRETE TESTING SERVICES

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

SECTION 1. The plans and specifications for purchase of annual
compaction, aggregate and concrete testing services
copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on May 1, 1984, at 3:05 p.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 10th day of April, 1984,
by Councilmember Whiteside, who moved its adoption, which motion
being duly seconded by Councilmember Sutton, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-188

**A RESOLUTION ACCEPTING THE CONSTRUCTION OF IMPROVEMENTS IN THE ORCHARD
AREA DRAINAGE BASIN AS COMPLETE**

WHEREAS, a report has been filed by the Director of Engineering
that the construction of improvements in the Orchard
Area drainage basin
has been completed by The Flintkote Company

in accordance with the contract agreement dated September 27, 1983.

NOW, THEREFORE, BE IT RESOLVED that the construction of
improvements in the Orchard Area drainage basin
be accepted from said contractor, The Flintkote Company;

that notice of completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$96,662.50
as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 10th day of
April, 1984, by Councilmember Whiteside, who
moved its adoption, which motion being duly seconded by Councilmember
Sutton, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-189

A RESOLUTION ACCEPTING THE BID OF GEORGE REED, INC. TO REPAVE LEGION PARK PARKING LOT

WHEREAS, Resolution No. 84-138, adopted by the Council of the City of Modesto on March 20, 1984, approved the plans and specifications for the repaving of Legion Park parking lot

and authorized the calling for bids; and

WHEREAS, the bids received for the repaving of Legion Park parking lot were opened at 11:05 a.m. on April 3, 1984, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of George Reed, Inc. in the amount of \$8,783.50 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of George Reed, Inc. in the amount of \$8,783.50 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of April, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: 
NORRINE COYLE City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-190

A RESOLUTION ACCEPTING THE BID OF JOE MARTIN PIPELINE, INC. FOR THE WATERLINE STRENGTHENING ON "H" STREET FROM 12TH TO 15TH STREET

WHEREAS, Resolution No. 84-114, adopted by the Council of the City of Modesto on March 13, 1984, approved the plans and specifications for the waterline strengthening on "H" Street from 12th to 15th Street and authorized the calling for bids; and

WHEREAS, the bids received for the waterline strengthening on "H" Street from 12th to 15th Street were opened at 11:00 a.m. on April 3, 1984, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Joe Martin Pipeline, Inc. in the amount of \$27,129.50 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Joe Martin Pipeline, Inc. in the amount of \$27,129.50 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of April, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: 
NORRINE COYLE, City Clerk

A RESOLUTION APPROVING THE APPLICATION FOR LAND AND WATER
CONSERVATION FUNDS FOR THE BEYER COMMUNITY PARK PLAY
APPARATUS PROJECT.

WHEREAS, the Congress under Public Law 88-578 has authorized the establishment of a Federal Land and Water Conservation Fund Grant-In-Aid Program, providing matching funds to the State of California and its political subdivisions for acquiring lands and developing facilities for public outdoor recreation purposes, and

WHEREAS, the State Department of Parks and Recreation is responsible for the administration of the program within the State, setting up necessary rules and procedures governing application by local agencies under the program, and

WHEREAS, said adopted procedures established by the State Department of Parks and Recreation require the applicant to certify by resolution the approval of applications and the availability of local matching funds prior to submission of said applications to the State, and

WHEREAS, the proposed Beyer Community Park Play Apparatus project is consistent with the Statewide Comprehensive Recreation Resources Plan: Recreation in California, Issues and Actions: 1981-1985, and

WHEREAS, the project must be compatible with the land use plans of those jurisdictions immediately surrounding the project,

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby:

1. Approves the filing of an application for Land and Water Conservation Fund assistance, and
2. Certifies that said agency has matching funds from the following source: Capital Improvement Budget, and can finance 100 percent of the project, half of which will be reimbursed, and

3. Certifies that the project is compatible with the land use plans of those jurisdictions immediately surrounding the project, and
4. Appoints the City Manager as agent of the City to conduct all negotiations, execute and submit all documents including but not limited to applications, agreements, amendments, billing statements, and so on which may be necessary for the completion of the aforementioned project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of April, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
 NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
 ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-192

A RESOLUTION APPROVING REVISED FEES TO BE CHARGED AT THE
GEER ROAD SANITARY LANDFILL.

WHEREAS, the City of Modesto and the County of Stanislaus have
previously entered into an agreement dated August 17, 1970 relating to the
Administration, Development and Operation of the Geer Road Sanitary Landfill,
and

WHEREAS, said agreement provides that the City and County shall
jointly establish the fees to be charged for the disposal of solid waste at
the Geer Road Sanitary Landfill, and

WHEREAS, an increase in the fees charged at the Geer Road Sanitary
Landfill has been proposed by the County, and

WHEREAS, this Council's Solid Waste Committee has reviewed the
proposed fee increases and has recommended that they be approved, effective
July 1, 1984,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that it does hereby approve the proposed fees to be charged for disposal of
solid waste at the Geer Road Sanitary Landfill, as set forth on Attachment A
to this resolution, said fees to become effective on July 1, 1984.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of April, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*

(SEAL)

NORRINE COYLE, City Clerk

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

GEER ROAD LANDFILL 1982/83

March 1984

Type Refuse	Average Per Month	Total 12 Months	Current Rates	Recommended Rates for 1984/85
Commercial Refuse (Tons)	17,330	207,958	\$3.50/ton \$ 727,853	\$5.00/ton \$1,039,790
Inert Material (Tons)	188	2,258	\$1.25/ton \$ 2,822.50	\$1.50/ton \$ 3,387
Hard-to-Handle (Tons)	281	3,369	\$4.25/ton \$ 14,318.25	\$6.50/ton \$ 21,898.50
Pickups	6,005	72,057	\$2.00/each \$ 144,114	\$3.00/each \$ 216,171
Two-Wheel Trailers	688	8,253	\$2.00/each \$ 16,506	\$3.00/each \$ 24,759
Four-Wheel Trailers	57	678	\$3.00/each \$ 2,061	\$5.00/each 3,390
Autos & Station Wagons	592	7,108	\$1.00/each \$ 7,108	\$2.00/each 14,216
Tires, Passenger	3,096	37,146	\$.30/each \$ 11,143.60	\$.50/each \$ 18,573
Tires, Truck	163	1,961	\$.30/each \$ 588.30	\$1.00/each \$ 1,961
Tires, Tractor	5	65	\$1.00/each \$ 65	\$2.00/each 130
T O T A L			\$ 936,579.85	\$1,344,275.50

1981/82 Budget	\$1,023,889
1981/82 Expenses	\$ 963,038
1982/83 Budget	\$1,056,903
1982/83 Expenses	\$ 996,923
1983/84 Budget	\$1,063,716

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-193**

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON A PROPOSED AMENDMENT TO THE MUNICIPAL CODE ARTICLE 2, DEFINITIONS, AND SECTION 10-2.901 REGARDING ADULT ENTERTAINMENT ESTABLISHMENTS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that May 8, 1984, at 7:30 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of an amendment to the Municipal Code Article 2, Definitions, and Section 10-2.901 regarding adult entertainment establishments.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of April, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-194

A RESOLUTION ADOPTING A REVISED RECORDS MANAGEMENT MANUAL AND RECORDS RETENTION SCHEDULE FOR THE CITY OF MODESTO AND AUTHORIZING DESTRUCTION OF USELESS RECORDS.

WHEREAS, the destruction of certain old and useless papers and records of the City of Modesto has been authorized by the retention and destruction schedule of the "Records Management Manual," including the "City of Modesto Records Retention Schedule," adopted by the City Council by Resolution No. 77-998 on September 29, 1977, and

WHEREAS, said "Records Management Manual" and "City of Modesto Records Retention Schedule" were amended by City Council Resolution No. 79-644, adopted on June 26, 1979, and Resolution No. 82-226, adopted on March 4, 1982, and

WHEREAS, the Council desires to adopt a revised "Records Management Manual and Records Retention Schedule for the City of Modesto",

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that:

1. The "Records Management Manual and Records Retention Schedule for the City of Modesto" dated April 9, 1984, copies of which are on file in the office of the City Clerk, is hereby adopted.

2. Records of the City of Modesto shall be maintained in accordance with the "Records Management Manual and Records Retention Schedule for the City of Modesto" adopted hereby.

3. In accordance with the procedures set forth in the "Records Management Manual and Records Retention Schedule for the City of Modesto" adopted hereby, useless records of each office, department, board or

commission may be destroyed after the expiration of the total retention period set forth in said "Records Management Manual and Records Retention Schedule for the City of Modesto."

4. Records designated to be kept permanently, as well as the signed "Destruction of Records Not Sent to Records Center Notice" for all records destroyed, shall be retained permanently.

BE IT FURTHER RESOLVED that the above referred to "Records Management Manual and Records Retention Schedule for the City of Modesto" dated April 9, 1984, supersedes the "Records Management Manual" and "Records Retention Schedule" adopted by Resolution No. 77-998 on September 29, 1977, and as amended by Resolution No. 79-644 on June 26, 1979, and Resolution No. 82-226 on March 4, 1982.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of April, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

CITY OF MODESTO
IMPROVEMENT DISTRICT NO. 25

RESOLUTION NO. 84- 195

RESOLUTION AUTHORIZING EXECUTION OF A PURCHASE
AGREEMENT WITH RESPECT TO \$1,025,739.09 PRINCIPAL
AMOUNT OF "CITY OF MODESTO IMPROVEMENT BONDS,
IMPROVEMENT DISTRICT NO. 25"

WHEREAS, the City Council of the City of Modesto (the "City"), by proceedings duly had and taken, has duly authorized the issuance of \$1,025,739.09 principal amount of improvement bonds designated "City of Modesto Improvement Bonds, Improvement District No. 25" (the "Bonds"); and

WHEREAS, there has been presented to this City Council by Stone & Youngberg a form of purchase agreement with respect to the Bonds, in the form attached hereto, labeled Exhibit A and made a part hereof; and

WHEREAS, this City Council has considered carefully the terms and conditions of said purchase agreement and is fully advised in the premises;

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

Section 1. The purchase agreement with respect to the Bonds in the form attached hereto, labeled Exhibit A and made a part hereof, is hereby approved for execution by the City, and the City Manager and the City Clerk of the City are hereby authorized to execute and seal and deliver said purchase agreement.

Section 2. This resolution shall take effect immediately.

PASSED AND ADOPTED this 10th day of April, 1984, by the following vote: Moved by Whiteside; Seconded by Sutton:

AYES: Councilmembers Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger
NOES: Councilmembers None
ABSENT: Councilmembers None

Attest:



City Clerk of the City of Modesto

[SEAL]

APPROVED AS TO FORM


Elwyn L. Johnson, City Attorney

April 5, 1984

The Honorable Members of the City Council
of the City of Modesto
P. O. Box 642
Modesto, California 95353

Re: Offer to Purchase Bonds in the Sum of
\$1,025,739.09 par value
City of Modesto Improvement Bonds
Improvement District No. 25
(Stanislaus County, California)

Members of the Council:

Pursuant to discussions with bond counsel and city staff and our investigation and analysis of the captioned bond issue, we hereby offer to purchase all of said bonds subject to the following conditions:

1. The purchase price shall be 96% of par (a discount of 4%) plus accrued interest (if any) from the date of the bonds to the date of their delivery.
2. The bonds shall be issued pursuant to the Municipal Improvement Act of 1913 and the Improvement Bond Act of 1915.
3. The par value of the bonds shall not exceed \$1,025,739.09 and the bonds shall mature serially over a period of 15 years.
4. The bonds shall be issued in denominations of \$5,000 or in integral multiples thereof as may be requested by the underwriters. One bond which shall mature July 2, 1985 shall be issued in an odd amount of \$5,739.09.
5. All bonds shall be issued in registered form as indicated by us prior to closing. The City shall retain the Bank of America N.T. & S.A. as Transfer Agent, Registrar and Paying Agent.
6. The bonds shall be dated on May 2, 1984 and delivered on or about their date, but in any event prior to June 2, 1984.
7. The bonds shall mature in each of the years and in the amounts and at the rates of interest set forth on the attached maturity schedule.
8. The City shall establish from the proceeds of the bonds a reserve fund equal to four percent (4%) of the principal amount of the bonds. All income realized from investment of the reserve fund shall

Exhibit A

be accumulated therein until the amount in the reserve fund equals fifteen percent (15%) of a sum equal to the aggregate principal amount of the bond issue less the discount thereon plus any accrued interest. We deem such a reserve fund to be a reasonably required reserve fund for the bonds. The reserve fund shall be held and maintained as a separate trust account distinct from all other funds of the City and shall be administered in accordance with bond law. The City shall show the reserve fund balance as a separate item in its annual financial report.

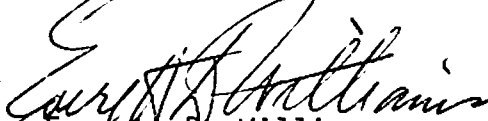
- 9. The City shall covenant to commence judicial foreclosure of delinquent assessments within 150 days after any delinquency.
- 10. The City shall award the sale of the bonds to us at their meeting on April 10, 1984.
- 11. The purchase price of the bonds shall be paid in full upon delivery to us of the bonds, the unqualified legal opinion of Orrick, Herrington & Sutcliffe and a no-litigation certificate of the City. The legal opinion shall be printed on the bonds at no charge to us.

For information purposes only, our proposal results in a coupon interest cost of \$960,872.17, and by adding the discount of \$41,029.65 a total interest cost of \$1,001,901.82, or a net interest rate of 9.893670%. ✓

Enclosed is a debt service schedule relating to our bid and as you will note the maximum spread between the high and low amounts to \$4,337.50 which is well within the 5% limit imposed under your bidding terms.

Respectfully submitted,

STONE & YOUNGBERG


Everett D. Williams
Partner

EDW:bp

cc: Mr. Carlo Fowler
Ms. Antonia Dolar

Accepted and Agreed to on this _____ day of _____, 1984.

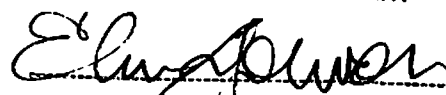
CITY OF MODESTO, CALIFORNIA

By _____
GARTH LIPSKY, City Manager

ATTEST: _____
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM


Elwyn L. Johnson, City Attorney

\$1,025,739.09
CITY OF MODESTO IMPROVEMENT BONDS
IMPROVEMENT DISTRICT NO. 25
(STANISLAUS COUNTY, CALIFORNIA)

<u>Maturity Date</u> <u>(July 2)</u>	<u>Principal</u> <u>Amount</u>	<u>Interest</u> <u>Rate</u>
1985	\$20,739.09	7.50%
1986	40,000.00	7.50%
1987	40,000.00	7.50%
1988	45,000.00	8.00%
1989	50,000.00	8.50%
1990	55,000.00	8.75%
1991	60,000.00	9.00%
1992	65,000.00	9.25%
1993	70,000.00	9.50%
1994	75,000.00	9.70%
1995	85,000.00	9.70%
1996	90,000.00	9.70%
1997	100,000.00	9.70%
1998	110,000.00	9.70%
1999	120,000.00	9.70%

Micro-Debt

Delivery - 5/ 2/84

Date	Principal	Coupon	Interest	Total
7/ 2/85	20,739.09	7.500	110,297.18	131,036.27
7/ 2/86	40,000.00	7.500	92,985.00	132,985.00
7/ 2/87	40,000.00	7.500	89,985.00	129,985.00
7/ 2/88	45,000.00	8.000	86,985.00	131,985.00
7/ 2/89	50,000.00	8.500	83,385.00	133,385.00
7/ 2/90	55,000.00	8.750	79,135.00	134,135.00
7/ 2/91	60,000.00	9.000	74,322.50	134,322.50
7/ 2/92	65,000.00	9.250	68,922.50	133,922.50
7/ 2/93	70,000.00	9.500	62,910.00	132,910.00
7/ 2/94	75,000.00	9.700	56,260.00	131,260.00
7/ 2/95	85,000.00	9.700	48,985.00	133,985.00
7/ 2/96	90,000.00	9.700	40,740.00	130,740.00
7/ 2/97	100,000.00	9.700	32,010.00	132,010.00
7/ 2/98	110,000.00	9.700	22,310.00	132,310.00
7/ 2/99	120,000.00	9.700	11,640.00	131,640.00
Total	1,025,739.09		960,872.18	1,986,611.27
Accrued from 5/ 2/84			0.00	0.00
Net cost			960,872.18	1,986,611.27
Net effective -		9.489		
Bond years -	10,126.696			

CITY OF MODESTO
IMPROVEMENT DISTRICT NO. 25

RESOLUTION NO. 84-196

RESOLUTION PROVIDING FOR THE ISSUANCE OF \$1,025,739.09 PRINCIPAL AMOUNT OF "CITY OF MODESTO IMPROVEMENT BONDS, IMPROVEMENT DISTRICT NO. 25"; PRESCRIBING THE DATE AND FORM OF SAID BONDS AND PRESCRIBING THE MATURITIES THEREOF AND THE INTEREST RATES THEREON AND THE REDEMPTION PROVISION THEREFOR; AUTHORIZING THE EXECUTION OF SAID BONDS; APPOINTING A FISCAL AGENT FOR SAID BONDS; PROVIDING FOR THE COLLECTION OF ASSESSMENTS TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS; AND PROVIDING FOR A RESERVE FUND FOR SAID BONDS

WHEREAS, the City Council of the City of Modesto (the "City"), by Resolution of Intention No. 83-751 duly passed on November 8, 1983, declared its intention to order the acquisition and construction in the City of certain designated public improvements under the Municipal Improvement Act of 1913 in an assessment district (therein provided for), and further declared its intention to issue bonds under the Improvement Bond Act of 1915 to represent

unpaid assessments, reference being hereby made to said Resolution of Intention for further particulars; and

WHEREAS, an assessment in said assessment district was thereafter duly confirmed, adopted and levied by Resolution No. 84-90 adopted by this City Council on February 21, 1984, and said improvements were thereby ordered to be made, and the assessment and diagram were duly recorded and notice thereof was duly recorded, and the assessment became a lien upon the land upon which it was levied and became due and payable, all in the manner provided by law; and

WHEREAS, notice of recording said assessment was thereafter duly given to all persons owning property in said assessment district; and

WHEREAS, the Treasurer of the City thereafter made and filed with the Superintendent of Streets of the City and the Engineer of Work for said assessment district and the City Clerk of the City a complete list of all assessments unpaid upon said assessment, showing unpaid assessments in the aggregate amount of \$1,025,739.09, and said Treasurer has determined, and this City Council hereby finds and determines, that said assessments so listed as unpaid upon said list of unpaid assessments are unpaid and that the aggregate amount thereof is said amount of \$1,025,739.09;

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

Section 1. This City Council has reviewed all proceedings heretofore taken relative to the foregoing and has found, as a result of such review, and does hereby find and determine that all acts, conditions and things required by law to exist, happen and be performed precedent to and in the issuance of improvement bonds as hereinafter provided do exist, have happened and have been performed in due time, form and manner as required by law, and the City is now authorized pursuant to each and every requirement of law to issue improvement bonds in the manner and form as in this resolution provided.

Section 2. Improvement bonds of the City in the aggregate principal amount of \$1,025,739.09 shall be issued upon and shall represent and shall be secured by said unpaid assessments in accordance with the provisions of the Improvement Bond Act of 1915 to provide means (together with the paid assessments and other funds to be provided by the City) for paying for the acquisition and construction of the following improvements in the City of Modesto, Improvement District No. 25, to wit:

The construction in the City of sanitary sewer mains, laterals, wyes and manholes and the reconstruction of pavement disturbed by such construction in public streets and rights-of-way located in the following areas annexed to the City, namely: Yellowstone-Temperate Addition; Sherwood Forest No. 2; Robinhood Estates Annexation Addition; Scenic Bend Addition; Scenic Bend No. 2 Governmental Reorganization; and McHenry-Dry Creek Municipal Reorganization.

Said \$1,025,739.09 principal amount of improvement bonds shall be issued as hereinafter set forth and shall be known as "City of Modesto Improvement Bonds, Improvement District No. 25" (the "Bonds"). The Bonds shall be issued as fully registered bonds, shall be in the denominations of \$5,000 or any integral multiple of \$5,000 (not exceeding the principal amount of Bonds maturing at any one time), except that the first numbered Bond maturing on July 2, 1985 and all Bonds issued upon transfer or exchange therefor shall be of the denomination of \$5,739.09, shall be dated May 2, 1984 (which is hereby fixed and determined to be the date of issue of the Bonds) and shall mature and bear interest as set forth in the following schedule:

<u>Principal Amount</u>	<u>Maturity Date (July 2)</u>	<u>Interest Rate</u>
\$ 20,739.09	1985	7.50%
40,000	1986	7.50
40,000	1987	7.50
45,000	1988	8.00
50,000	1989	8.50
55,000	1990	8.75
60,000	1991	9.00
65,000	1992	9.25
70,000	1993	9.50
75,000	1994	9.70
85,000	1995	9.70
90,000	1996	9.70
100,000	1997	9.70
110,000	1998	9.70
120,000	1999	9.70

The Bonds shall bear interest from the interest payment date next preceding the date of authentication and registration thereof, unless such date of authentication and

Said \$1,025,739.09 principal amount of improvement bonds shall be issued as hereinafter set forth and shall be known as "City of Modesto Improvement Bonds, Improvement District No. 25" (the "Bonds"). The Bonds shall be issued as fully registered bonds, shall be in the denominations of \$5,000 or any integral multiple of \$5,000 (not exceeding the principal amount of Bonds maturing at any one time), except that the first numbered Bond maturing on July 1, 1985 and all Bonds issued upon transfer or exchange therefor shall be of the denomination of \$5,739.00, shall be dated May 2, 1984 (which is hereby fixed and determined to be the date of issue of the Bonds) and shall mature and bear interest as set forth in the following schedule:

<u>Principal Amount</u>	<u>Maturity Date (July 2)</u>	<u>Interest Rate</u>
\$ 20,739	1985	7.50%
40,000	1986	7.50
40,000	1987	7.50
45,000	1988	8.00
50,000	1989	8.50
55,000	1990	8.75
60,000	1991	9.00
65,000	1992	9.25
70,000	1993	9.50
75,000	1994	9.70
85,000	1995	9.70
90,000	1996	9.70
100,000	1997	9.70
110,000	1998	9.70
120,000	1999	9.70

The Bonds shall bear interest from the interest payment date next preceding the date of authentication and registration thereof, unless such date of authentication and

registration is an interest payment date, in which event they shall bear interest from such date, or unless such date of authentication and registration is prior to the first interest payment date, in which event they shall bear interest from May 2, 1984. Such interest shall be payable on January 2, 1985, and thereafter semiannually on January 2 and July 2 of each year until and at the respective maturity dates of the Bonds.

Both the interest on and principal of and redemption premiums, if any, on the Bonds shall be payable in lawful money of the United States of America at the principal corporate trust office of Bank of America National Trust and Savings Association in San Francisco, California, the Fiscal Agent of the City for the Bonds. Payment of the interest on the Bonds due on or before the maturity or prior redemption thereof shall be made by check or draft mailed to the registered owners of the Bonds at their addresses as they appear on the registration books maintained by the Fiscal Agent pursuant to Section 5. Payment of the principal of and redemption premiums, if any, on the Bonds shall be made only upon surrender thereof on their maturity dates or on redemption prior to maturity at the office of the Fiscal Agent.

Any Bond may be redeemed in whole or in part in integral multiples of the minimum authorized denomination of the Bonds on the second day of January or July in any year,

at the option of the Treasurer of the City, upon payment of the principal amount thereof and interest accrued thereon to the date of redemption, together with a premium equal to five per cent (5%) of such principal amount redeemed; provided, however, that said Treasurer shall proceed pursuant to Part 11.1 of the Improvement Bond Act of 1915 in determining those Bonds to be redeemed and the manner of the redemption thereof. Notice of redemption of any Bond shall be given by the Treasurer of the City as provided in the Improvement Bond Act of 1915.

Section 3. The Bonds shall be in substantially the following form, the blanks in said form to be filled in with appropriate words or figures, namely:

UNITED STATES OF AMERICA

STATE OF CALIFORNIA

COUNTY OF STANISLAUS

CITY OF MODESTO

IMPROVEMENT BOND

IMPROVEMENT DISTRICT NO. 25

No. _____

\$ _____

Interest Rate

Maturity Date

Dated
May 2, 1984

CUSIP

Under and by virtue of the Improvement Bond Act of 1915, Division 10 of the Streets and Highways Code, the City of Modesto (the "City") will, on the maturity date set forth above, out of the redemption fund for the payment of the bonds issued upon assessments made for the improvements in an assessment district designated "City of Modesto, Improvement District No. 25," which said improvements and assessment district are more fully described in Resolution of Intention No. 83-751 duly passed by the City Council of the City on November 8, 1983, pay to _____ or registered assigns the sum of

_____ DOLLARS

with interest thereon at the interest rate per annum set forth above from the interest payment date next preceding the date of authentication and registration of this bond, unless such date of authentication and registration is an interest payment date, in which event it shall bear interest from such date, or unless such date of authentication and registration is prior to the first interest payment date, in which event it shall bear interest from May 2, 1984, all as is hereinafter specified, at the principal corporate trust office of Bank of America National Trust and Savings Association in San Francisco, California, the Fiscal Agent of the City for the bonds. Interest due on or before the maturity or prior redemption of this bond shall be payable only by check mailed to the registered owner hereof, and the

principal hereof and redemption premium, if any, hereon shall be payable only upon surrender hereof on the maturity date or on redemption prior to maturity of this bond.

This bond is one of several annual series of bonds of like date, tenor and effect, but differing in amounts, maturities and interest rates, issued by the City under said law for the purpose of providing means for paying for the improvements described in said Resolution of Intention and is secured by the moneys in said redemption fund and by unpaid assessments made for the payment of said improvements, and, including principal and interest, is payable exclusively out of said fund.

The interest is payable semiannually, to wit: On the second day of January and July in each year hereafter; provided, that the first interest payment is for interest to the second day of January, 1985, and thereafter the interest payments are for the semiannual interest.

This bond will continue to bear interest after maturity at the rate above stated; provided, it is presented at maturity and payment hereof is refused upon the sole ground that there are not sufficient moneys in said redemption fund with which to pay the same. If it is not presented at maturity, interest hereon will run until maturity.

This bond may be redeemed and paid in advance of maturity in whole or in part in integral multiples of the minimum authorized denomination of the bonds upon the second day of January or July in any year by giving the notice provided in said law and by paying principal and accrued interest together with a premium equal to five per cent (5%) of the principal amount redeemed.

This bond is transferable by the registered owner hereof, in person or by his duly authorized attorney, at the above-mentioned office of the Fiscal Agent, upon surrender of this bond for cancellation accompanied by delivery of a duly executed written instrument of transfer in a form satisfactory to the Fiscal Agent, and thereupon a new bond or bonds of authorized denominations and of the same maturity date aggregating the principal amount of this bond will be issued to the transferee in exchange herefor, in the manner, subject to the conditions and upon payment of the charges provided in the resolution providing for the issuance of this bond. The City and the Fiscal Agent may deem and treat the registered owner of this bond as the absolute owner hereof for the purpose of receiving payment hereof and for all other purposes, and neither the City nor the Fiscal Agent shall be

affected by any notice or knowledge to the contrary; and payment of the interest on and principal of and redemption premium, if any, on this bond shall be made only to such registered owner, which payment shall be valid and effectual to satisfy and discharge liability on this bond to the extent of the sum or sums so paid. Subject to the conditions and upon payment of the charges provided in the resolution providing for the issuance of this bond, this bond may be exchanged at the above-mentioned office of the Fiscal Agent for the same principal amount of bonds of the same maturity date of other authorized denominations.

This bond shall not be entitled to any benefits under the resolution providing for its issuance or become valid or obligatory for any purpose until the certificate of authentication and registration hereon endorsed shall have been signed by the Fiscal Agent.

IN WITNESS WHEREOF, the City of Modesto has caused this bond to be signed by the facsimile signature of the Treasurer of the City and by the facsimile signature of the City Clerk of the City and has caused said City Clerk to imprint thereon its corporate seal, all on the 2nd day of May, 1984.

Treasurer of the City of Modesto

[SEAL]

City Clerk of the City of Modesto

[Form of Fiscal Agent's Certificate
of Authentication and Registration]

This is one of the bonds described in the
within-mentioned resolution.

BANK OF AMERICA NATIONAL TRUST
AND SAVINGS ASSOCIATION, as
Fiscal Agent

By _____
Authorized Officer

Date: _____

[Form of Assignment]

For value received the undersigned do(es) hereby
sell, assign and transfer unto _____

the within bond and do(es) hereby irrevocably constitute and
appoint _____

attorney to transfer the same on the register of the Fiscal
Agent, with full power of substitution in the premises.

Date: _____.

NOTE: The signature(s) to this Assignment must correspond
with the name(s) as written on the face of the
within bond in every particular, without alteration
or enlargement or any change whatsoever.

Section 4. The Treasurer of the City and the City Clerk of the City are hereby authorized and directed, respectively, as such officers to execute each of the Bonds on behalf of the City by use of their printed, lithographed or engraved facsimile signatures, and said City Clerk is hereby authorized and directed to affix the official seal of the City thereto, which seal may be printed, engraved, lithographed or otherwise placed by facsimile thereon. Such signing and sealing as herein provided shall be a sufficient and binding execution of the Bonds by the City. In case any of such officers whose signature appears on the Bonds shall cease to be such officer before the delivery of the Bonds to the purchaser, such signature shall nevertheless be valid and sufficient for all purposes the same as though such officer had remained in office until the delivery of the Bonds. Only such of the Bonds as shall bear thereon a certificate of registration and authentication in the form hereinabove set forth, executed and dated by the Fiscal Agent, shall be entitled to any benefits hereunder or be valid or obligatory for any purpose, and such certificate shall be conclusive evidence that the Bonds so authenticated have been duly authorized, executed, issued and delivered hereunder and are entitled to the benefits hereof.

Section 5. Bank of America National Trust and Savings Association at its principal corporate trust office in San Francisco, California, is hereby appointed Fiscal

Agent of the City for the purpose of paying the interest on and principal of and redemption premiums, if any, on the Bonds and for the purpose of performing the other obligations imposed on it in this resolution. The Fiscal Agent may at any time resign, which resignation shall become effective upon the appointment of a successor Fiscal Agent. Upon receiving notice of such resignation the City shall promptly appoint a successor Fiscal Agent, except that if no successor Fiscal Agent shall have been appointed by the City within thirty (30) days of receiving such notice, the resigning Fiscal Agent may petition any court of competent jurisdiction for the appointment of a successor Fiscal Agent. The City may at any time in its sole discretion remove the Fiscal Agent initially appointed and any successor thereto and may appoint a successor or successors thereto by an instrument in writing; provided that the City agrees that it will at all times maintain a Fiscal Agent with a principal corporate trust office in San Francisco, California. The Fiscal Agent is hereby authorized to pay interest on the Bonds due on or before the maturity or prior redemption thereof to the registered owners thereof as their names appear on the registration books required to be kept by it pursuant to this section as the registered owners thereof, such interest to be paid by check mailed to such registered owners at their addresses appearing on such books or at such other addresses as they may have filed with it for that purpose, and to pay

to such registered owners the principal of and redemption premiums, if any, on the Bonds upon presentation and surrender of the Bonds to it at maturity or on redemption prior to maturity.

The Fiscal Agent will keep at its principal corporate trust office in San Francisco, California, sufficient books for the registration, transfer and exchange of the Bonds, which books shall at all times be open to inspection by the City. Upon presentation for such purpose the Fiscal Agent shall, under such reasonable regulations as it may prescribe, register or transfer or exchange Bonds on such books as hereinafter provided.

Any Bond may be transferred or exchanged on such books by the registered owner thereof, in person or by his duly authorized attorney, upon payment by the person requesting such transfer or exchange of such charge as the Fiscal Agent shall deem reasonable (but not exceeding ten dollars (\$10.00) for each new Bond authenticated and delivered upon any such transfer or exchange) and also upon payment of any tax or other governmental charge required to be paid with respect to such transfer or exchange and upon surrender of such Bond for cancellation accompanied by delivery of a duly executed written instrument of transfer or exchange in a form approved by the Fiscal Agent, except that no such transfer or exchange shall be required to be made during the fifteen (15) days preceding each interest payment

date. Whenever any Bond or Bonds shall be surrendered for transfer or exchange, the City shall execute and the Fiscal Agent shall authenticate and deliver a new Bond or Bonds of authorized denominations and of the same maturity date aggregating the principal amount of the Bond or Bonds so surrendered. The City and the Fiscal Agent may deem and treat the registered owner of any Bond as the absolute owner of such Bond for the purpose of receiving payment thereof and for all other purposes, whether such Bond shall be overdue or not, and neither the City nor the Fiscal Agent shall be affected by any notice or knowledge to the contrary; and payment of the interest on and principal of and redemption premium, if any, on such Bond shall be made only to such registered owner, which payment shall be valid and effectual to satisfy and discharge liability on such Bond to the extent of the sum or sums so paid.

The City shall from time to time, upon request of the Fiscal Agent and subject to any agreement between the City and the Fiscal Agent then in force, pay the Fiscal Agent compensation for its services, reimburse the Fiscal Agent for all its advances and expenditures, including but not limited to advances to and fees and expenses of independent accountants, counsel and engineers or other experts employed by it in the exercise and performance of its rights and obligations hereunder, and indemnify and save the Fiscal Agent harmless against liabilities not arising from its own

negligence or willful misconduct which it may incur in the exercise and performance of its rights and obligations hereunder; provided that the Fiscal Agent shall not have any lien for such compensation or reimbursement against any moneys held by it in any of the funds established hereunder, although it may take whatever legal actions are lawfully available to it directly against the City.

The statements, agreements, conditions, covenants and terms contained herein and in the Bonds shall be taken as statements, agreements, conditions, covenants and terms of the City, and the Fiscal Agent does not assume any responsibility for the correctness of the same or for the observance or performance by the City of the same and does not make any representation as to the sufficiency or validity hereof or of the Bonds. The Fiscal Agent shall not incur any responsibility in respect hereof other than in connection with the rights and obligations assigned to or imposed upon it herein or in the Bonds, and the Fiscal Agent may conclusively rely on the written instructions, representations and calculations received by it from the City Council of the City or from any officer of the City or from any officer of Stanislaus County hereunder.

Any moneys held by the Fiscal Agent in any of the funds required to be maintained by it hereunder shall be held in demand or time deposits (including certificates of deposit) of any bank (including the Fiscal Agent) authorized

to accept deposits of public funds, and shall be secured at all times by such obligations as are required by law and to the fullest extent required by law, except that such moneys may (and, upon the written direction of the Treasurer of the City, shall) be invested in lawful investments of City funds or repurchase agreements of lawful investments of City funds which, in the case of moneys in the Redemption Fund, will, as nearly as practicable, mature on or before the dates when such moneys are anticipated to be needed for disbursement hereunder, and which, in the case of moneys in the Reserve Fund, will mature not later than five years from the date of purchase, or July 2, 1999, whichever is earlier. All such moneys deposited or invested by the Fiscal Agent shall be deposited or invested so as to obtain the highest yield which the Fiscal Agent deems practicable, having due regard for the safety of such moneys, and the Fiscal Agent may act as principal or agent in the acquisition or disposition of any such deposit or investment and may, for the purpose of any such deposit or investment, commingle any of the moneys held by it hereunder regardless of the fund in which held. The Fiscal Agent shall not be liable or responsible for any loss suffered in connection with any such deposit or investment made by it under the terms of and in accordance with this section. Anything to the contrary herein notwithstanding, the Fiscal Agent may sell or present for redemption any securities so purchased whenever it shall be necessary in

order to meet any payment of the money so invested, and the Fiscal Agent shall not be liable or responsible for any losses resulting from any such investment sold or presented for redemption. Any interest or profits on such deposits or investments shall be deposited in the fund from which such deposit or investment was made.

Section 6. Said unpaid assessments in the aggregate amount of \$1,025,739.09, as shown on said list hereinabove referred to and as determined by the Treasurer of the City and this City Council, together with interest thereon computed at the rate specified in the Bonds (which interest shall begin to run from the date of the Bonds), shall, in accordance with and consistent with the Improvement Bond Act of 1915, remain and constitute a trust fund for the redemption and payment of the principal of the Bonds and for the interest due thereon, and said assessments and each installment thereof and the interest and penalties thereon shall constitute a lien against the lots and parcels of land on which they are made until the same be paid. The Treasurer of the City shall annually make a record in his office showing the several installments of principal and interest on said assessments which are to be collected for the forthcoming year during the term of the Bonds; and an annual installment of said unpaid assessments shall be payable and shall be collected in each year corresponding in amount to the amount of Bonds unpaid and to accrue that year, which

amount shall be sufficient to pay the Bonds as the same become due, and an annual installment of interest on said unpaid assessments shall be payable and shall be collected in each year corresponding in amount to the amount of interest which will accrue on the Bonds outstanding for such year, which amount shall be sufficient to pay the interest thereon that shall become due in the next succeeding January and July. The annual proportion of each assessment coming due in any year, together with the annual interest on such assessment, shall be payable in the same manner and at the same time and in the same installments as the general taxes on real property in Stanislaus County are payable, and said assessment installments and said annual interest on said unpaid assessments shall be payable and become delinquent on the same dates and in the same proportionate amounts and bear the same proportionate penalties and interest after delinquency as do general taxes on real property in Stanislaus County.

This City Council hereby covenants with the holders of the Bonds that in the event any assessment, or installment thereof, including any interest thereon, is not paid when due, it will order and cause to be commenced within one hundred fifty (150) days following the date of delinquency, and thereafter diligently prosecute, judicial foreclosure proceedings upon such delinquent assessment or installment thereof and interest thereon, which foreclosure proceedings

shall be commenced and prosecuted without regard to available surplus funds of the City, including money available in the Reserve Fund provided in Section 9 of this resolution. This City Council hereby further covenants with the holders of the Bonds that it will monitor the records of the Tax Collector of Stanislaus County and, not later than one hundred fifty (150) days following the date when each assessment, or any installment thereof, including any interest thereon, is due, it will advise the Fiscal Agent either that there are no such delinquencies, or that there are such delinquencies, and (in the latter case) whether or not it has caused to be commenced the aforesaid judicial foreclosure proceedings. If the City has advised the Fiscal Agent that such judicial foreclosure proceedings have not been commenced, then the Fiscal Agent agrees that it will use its best efforts to institute a suit at law or in equity to compel the City Council of the City to commence such foreclosure proceedings (the expenses of which suit shall be paid by the City in accordance with Section 5 hereof); provided, that the Fiscal Agent shall not be responsible for monitoring the records of the Tax Collector of Stanislaus County or for taking any action other than as specified herein.

Section 7. There is hereby created and established a fund to be known as the "City of Modesto Improvement Bonds, Improvement District No. 25 Redemption Fund," which shall be kept by the Fiscal Agent. All sums received by the City from

the Treasurer of Stanislaus County which are received from the collection of unpaid assessments, and of the interest and penalties thereon, shall upon receipt be forthwith paid to the Fiscal Agent for deposit in said fund, and all sums to become due for the principal of and the interest on the Bonds shall be paid from said fund, and the Bonds and the interest thereon shall not be paid out of any other funds. Any surplus remaining in said fund after payment of all Bonds and the interest thereon shall be applied as directed by the City.

Section 8. There is hereby created and established a fund to be known as the "City of Modesto Improvement Bonds, Improvement District No. 25 Improvement Fund," which shall be kept by the Treasurer of the City. After making the transfer to the Fiscal Agent for deposit in the Reserve Fund as required by Section 9, all remaining proceeds of the sale of the Bonds (together with the paid assessments and other funds to be provided by the City) shall be placed by said Treasurer to the credit of said fund and shall be kept separate and distinct from all other City funds. All moneys in said fund shall be invested in any lawful investments of City funds maturing not later than the date on which such moneys are required for disbursement as herein provided. All interest earned on such investments shall be credited to said fund. The moneys in said fund shall be applied exclusively for the purpose of paying the cost of the improvements referred to in Section 2 of this resolution, including payment of the

incidental expenses in connection with such improvements; provided that after completion of said improvements and the payment of all claims from said fund, any surplus moneys remaining in said fund (as determined by this City Council) shall be used as a credit on the assessment (as provided in Section 10427.1 of the Streets and Highways Code).

Section 9. There is hereby created and established a separate fund to be known as the "City of Modesto Improvement Bonds, Improvement District No. 25 Reserve Fund," which fund shall be kept by the Fiscal Agent and which shall constitute a trust fund for the benefit of the holders of the Bonds. At the time of the issuance of the Bonds, the City shall transfer to the Fiscal Agent from the proceeds of the sale of the Bonds for deposit by the Fiscal Agent in said fund a sum of money equal to four per cent (4%) of the aggregate principal amount of the Bonds, and all money in said fund shall be paid and transferred in the following amounts and at the following times and under any of the following circumstances:

(a) Whenever there are insufficient funds in the Redemption Fund to meet the next maturing installment of principal of or interest on the Bonds, an amount necessary to satisfy such deficiency shall be transferred by the Fiscal Agent from the Reserve Fund to the Redemption Fund. The City agrees that if such insufficiency was caused by delinquent payment of installments of assessments, then an amount equal

to the amount so transferred shall be reimbursed and deposited by the City in the Reserve Fund from the proceeds of redemption or sale of the parcel in respect of which payment of installments of assessments was delinquent.

(b) In the event unpaid assessments are paid in cash prior to their final due date, the City shall instruct the Fiscal Agent in writing to transfer from the Reserve Fund to the Redemption Fund an amount equal to the ratio of the total amount initially provided for the Reserve Fund to the total amount originally assessed in the proceedings for the Bonds multiplied by the reduction in said assessments, which amount shall be calculated by the City and which such calculations shall be set forth in such instructions.

(c) If at any time the amount of interest earned by the investment of any portion of the Reserve Fund together with the principal amount in the Reserve Fund shall accumulate to an amount which exceeds fifteen per cent (15%) of the aggregate principal amount of the Bonds less the discount thereon, plus any accrued interest, such excess shall be returned by the Fiscal Agent to the City and shall be credited by the City upon the unpaid assessments in the manner set forth in the Improvement Bond Act of 1915.

(d) Whenever the balance in the Reserve Fund is sufficient to retire all the remaining outstanding Bonds, the City shall instruct the Fiscal Agent to transfer the balance in the Reserve Fund to the Redemption Fund and the City shall

cease the collection of the principal and interest on the unpaid assessments. In such case, the City shall credit such balance against the assessments remaining unpaid in the manner set forth in the Improvement Bond Act of 1915, with the amount apportioned to each unpaid assessment credited against the last unpaid assessment installment; and if the amount apportioned to each parcel exceeds the amount of said last installment, then such excess shall be credited against the next preceding unpaid assessment installment or installments until exhausted. In the event that the balance in the Reserve Fund at the time of such transfer exceeds the amount required to retire all outstanding Bonds, then such excess shall be returned by the Fiscal Agent to the City and shall be apportioned by the City to each parcel upon which an individual assessment remained unpaid at the time the balance in the Reserve Fund was sufficient to retire all outstanding Bonds, and such payments shall be made by the City in cash to the respective owners of the parcels, except that if such excess is not greater than one thousand dollars (\$1,000), such excess may be transferred to the general fund of the City.

Section 10. This City Council hereby covenants with the holders of all the Bonds at any time outstanding that it will make no use of the proceeds of the Bonds which will cause the Bonds to be "arbitrage bonds" subject to federal income taxation by reason of Section 103(c) of the

Internal Revenue Code of 1954. To that end, so long as any of the Bonds are outstanding, this City Council, with respect to the proceeds of the Bonds, shall comply with all requirements of said Section 103(c) and all regulations of the United States Department of the Treasury issued thereunder to the extent that such requirements are, at the time, applicable and in effect.

Section 11. The City Clerk of the City is directed to cause the Bonds to be lithographed, printed or engraved, and to cause the blank spaces thereof to be filled in to comply with the provisions hereof, and to procure their execution by the proper officers, and thereafter to deliver them, when so executed, to the Fiscal Agent, who shall authenticate them, and thereafter to deliver them to the purchaser thereof on receipt by the Treasurer of the City of the purchase price thereof. Said Treasurer and City Clerk are further authorized and directed to make, execute and deliver to the purchaser of the Bonds a signature and no-litigation certificate in the form customarily required by purchasers of municipal bonds, certifying to the genuineness and due execution of the Bonds and further certifying to all facts within their knowledge relative to any litigation which may or might affect the City or said assessment district or said officers or the Bonds, and said Treasurer is further authorized and directed to make, execute and deliver to the purchaser of the Bonds a receipt in the form customarily

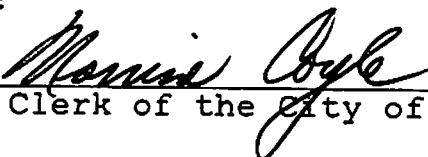
required by purchasers of municipal bonds, evidencing the payment of the purchase price of the Bonds, which receipt shall be conclusive evidence that said purchase price has been paid and has been received by the City. Any purchaser or subsequent taker or holder of the Bonds is hereby authorized to rely upon and shall be justified in relying upon such signature and no-litigation certificate and such receipt with respect to the Bonds executed, sold and delivered pursuant to the authority of this resolution.

Section 12. This resolution shall take effect immediately.

PASSED AND ADOPTED this 10th day of April, 1984, by the following vote: Moved by Whiteside; Seconded by Sutton;

AYES:	Councilmembers	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers	None
ABSENT:	Councilmembers	None

Attest:



City Clerk of the City of Modesto

[SEAL]

APPROVED AS TO FORM:


Elwyn L. Johnson, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-197

RESOLUTION OF NECESSITY TO ACQUIRE CERTAIN REAL PROPERTY
BY EMINENT DOMAIN FOR MUNICIPAL PURPOSES FOR THE CITY
PARALLEL OUTFALL LINE PROJECT. (STUIT)

WHEREAS, on March 20, 1984, the Council of the City of Modesto by Resolution No. 84-147 set a hearing to consider a resolution of necessity to acquire certain real property, hereinafter described, and

WHEREAS, on April 17, 1984, the Council held a hearing in the City Council Chambers, City Hall, 801 Eleventh Street, Modesto, in order to determine the necessity for acquisition of said real property by eminent domain proceedings for purposes of a temporary sewer easement to construct facilities and appurtenances, together with the right of ingress thereto and egress therefrom, for the City Parallel Outfall Line Project,

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

1. The public interest and necessity require said project and require the acquisition of said real property for the purpose stated.
2. The taking of real property for municipal purposes by eminent domain proceedings is authorized by Government Code Sections 37350, 37350.5, 37351, 39792 and 40404, by Code of Civil Procedure Sections 1240.050, 1240.110(a), 1240.125, 1240.510 and 1240.610, and by Article I, §19 of the California Constitution.
3. The proposed project is planned and located in a manner which will be most compatible with the greatest public good and the least private injury.

4. The offer required by Section 7267.2 of the Government Code has been made to the owner or owners of record, or the offer has not been made because the owner or owners cannot be located with reasonable diligence.

5. The real property which is hereinafter described consists of a 20 foot strip of land, approximately .689 acres in area, and is necessary for the proposed project.

BE IT FURTHER RESOLVED that the City Attorney be and is hereby authorized and directed to commence and maintain in the name of the City of Modesto such actions and proceedings of eminent domain in the Superior Court of California, County of Stanislaus, as are necessary to acquire, for the purposes and uses aforesaid, that certain real property which is situated in the County of Stanislaus, and outside the City of Modesto, State of California, more particularly described as follows:

All that portion of the Southeast quarter of Section 23, Township 4 South, Range 8 East, Mount Diablo Base and Meridian described as follows:

A 20.00 foot strip of land, measured at right angles, whose Northwest border is described as follows:

Beginning at the East 1/4 corner of Section 23, Township 4 South, Range 8 East, Mount Diablo Base and Meridian; thence West 1649.73 feet along the East-West quarter section line of Section 23 to a point; thence South 33 feet to the Northwest corner of property belonging to Bernard Stuit, et al; thence South 1291.00 feet along the West line of said Stuit property to the Southwest corner; thence East 13.12 feet along the South line of said Stuit property to a point, said point being the intersection of the Southeast line of a 40 foot sewer easement and the South line of the Stuit property and the true point of beginning of this description; thence Northeast 1499.90 feet along the Southeast line of said sewer easement to a point on the north line of Stuit property, said point being 878.25 feet East of and 33 feet South of said East 1/4 corner of Section 23. The side lines of said strip of land shall be prolonged or shortened to make proper intersections.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of April, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By 
Department of Engineering Services

MODESTO CITY COUNCIL
RESOLUTION NO. 84-197

RESOLUTION OF NECESSITY TO ACQUIRE CERTAIN REAL PROPERTY
BY EMINENT DOMAIN FOR MUNICIPAL PURPOSES FOR THE CITY
PARALLEL OUTFALL LINE PROJECT. (STUIT)

WHEREAS, on March 20, 1984, the Council of the City of Modesto by Resolution No. 84-147 set a hearing to consider a resolution of necessity to acquire certain real property, hereinafter described, and

WHEREAS, on April 17, 1984, the Council held a hearing in the City Council Chambers, City Hall, 801 Eleventh Street, Modesto, in order to determine the necessity for acquisition of said real property by eminent domain proceedings for purposes of a temporary sewer easement to construct facilities and appurtenances, together with the right of ingress thereto and egress therefrom, for the City Parallel Outfall Line Project,

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

1. The public interest and necessity require said project and require the acquisition of said real property for the purpose stated.
2. The taking of real property for municipal purposes by eminent domain proceedings is authorized by Government Code Sections 37350, 37350.5, 37351, 39792 and 40404, by Code of Civil Procedure Sections 1240.050, 1240.110(a), 1240.125, 1240.510 and 1240.610, and by Article I, §19 of the California Constitution.
3. The proposed project is planned and located in a manner which will be most compatible with the greatest public good and the least private injury.

4. The offer required by Section 7267.2 of the Government Code has been made to the owner or owners of record, or the offer has not been made because the owner or owners cannot be located with reasonable diligence.

5. The real property which is hereinafter described consists of a 20 foot strip of land, approximately .689 acres in area, and is necessary for the proposed project.

BE IT FURTHER RESOLVED that the City Attorney be and is hereby authorized and directed to commence and maintain in the name of the City of Modesto such actions and proceedings of eminent domain in the Superior Court of California, County of Stanislaus, as are necessary to acquire, for the purposes and uses aforesaid, that certain real property which is situated in the County of Stanislaus, and outside the City of Modesto, State of California, more particularly described as follows:

All that portion of the Northeast quarter of Section 23, Township 4 South, Range 8 East, Mount Diablo Base and Meridian described as follows:

A 20.00 foot strip of land, measured at right angles, whose Northwest border is described as follows:

Beginning at the East 1/4 corner of Section 23, Township 4 South, Range 8 East, Mount Diablo Base and Meridian; thence West, 1649.73 along the East-West quarter section line of Section 23 to a point; thence South 33 feet to the Northwest corner of property belonging to Bernard Stuit, et al; thence South 1291.00 feet along the West line of said Stuit property to the Southwest corner; thence East 13.12 feet along the South line of said Stuit property to a point, said point being the intersection of the Southeast line of a 40 foot sewer easement and the South line of Stuit property and the true point of beginning of this description; thence Northeast 1499.90 feet along the Southeast line of said sewer easement to a point on the north line of Stuit property, said point being 878.25 feet East of and 33 feet South of said East 1/4 corner of Section 23. The side lines of said strip of land shall be prolonged or shortened to make proper intersections.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of April, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By *Robert Evans*
Department of Engineering Services
considered 4/18/84

MODESTO CITY COUNCIL
RESOLUTION NO. 84-198

RESOLUTION OF NECESSITY TO ACQUIRE CERTAIN REAL PROPERTY
BY EMINENT DOMAIN FOR MUNICIPAL PURPOSES FOR THE CITY
PARALLEL OUTFALL LINE PROJECT. (LEE)

WHEREAS, on March 20, 1984, the Council of the City of Modesto by Resolution No. 84-147 set a hearing to consider a resolution of necessity to acquire certain real property, hereinafter described, and

WHEREAS, on April 17, 1984, the Council held a hearing in the City Council Chambers, City Hall, 801 Eleventh Street, Modesto, in order to determine the necessity for acquisition of said real property by eminent domain proceedings for purposes of a temporary sewer easement to construct facilities and appurtenances, together with the right of ingress thereto and egress therefrom, for the City Parallel Outfall Line Project,

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

1. The public interest and necessity require said project and require the acquisition of said real property for the purpose stated.
2. The taking of real property for municipal purposes by eminent domain proceedings is authorized by Government Code Sections 37350, 37350.5, 37351, 39792 and 40404, by Code of Civil Procedure Sections 1240.050, 1240.110(a), 1240.125, 1240.510 and 1240.610, and by Article I, §19 of the California Constitution.
3. The proposed project is planned and located in a manner which will be most compatible with the greatest public good and the least private injury.

4. The offer required by Section 7267.2 of the Government Code has been made to the owner or owners of record, or the offer has not been made because the owner or owners cannot be located with reasonable diligence.

5. The real property which is hereinafter described consists of a 20 foot strip of land, approximately .686 acres in area, and is necessary for the proposed project.

BE IT FURTHER RESOLVED that the City Attorney be and is hereby authorized and directed to commence and maintain in the name of the City of Modesto such actions and proceedings of eminent domain in the Superior Court of California, County of Stanislaus, as are necessary to acquire, for the purposes and uses aforesaid, that certain real property which is situated in the County of Stanislaus, and outside the City of Modesto, State of California, more particularly described as follows:

All that portion of the Southwest quarter of Section 13, Township 4 South, Range 8 East, Mount Diablo Base and Meridian described as follows:

A 20.00 foot strip of land, measured at right angles, whose Northwest border is described as follows:

Beginning at the West quarter corner of Section 13, Township 4 South, Range 8 East, Mount Diablo Base and Meridian, said corner being on the centerline of Vivian Road; thence south along the west line of said Section 13, 1304.3 feet to a point; thence East 1487.86 feet to a point on the Southeast line of a 40 foot sewer easement said point being on the South line of said Lee property and the true point of beginning of this description; thence Northeast 1470.24 feet along said Southeast line to a point on the North line of said Lee property, said point being 2178.75 feet East of and 20 feet South of said West quarter corner of Section 13. The side line of said strip shall be prolonged or shortened to make proper intersection.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of April, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By *Alfred J. ...*
Department of Engineering Services

RESOLUTION OF NECESSITY TO ACQUIRE CERTAIN REAL PROPERTY
BY EMINENT DOMAIN FOR MUNICIPAL PURPOSES FOR THE CITY
PARALLEL OUTFALL LINE PROJECT. (LEE)

WHEREAS, on March 20, 1984, the Council of the City of Modesto by Resolution No. 84-147 set a hearing to consider a resolution of necessity to acquire certain real property, hereinafter described, and

WHEREAS, on April 17, 1984, the Council held a hearing in the City Council Chambers, City Hall, 801 Eleventh Street, Modesto, in order to determine the necessity for acquisition of said real property by eminent domain proceedings for purposes of a temporary sewer easement to construct facilities and appurtenances, together with the right of ingress thereto and egress therefrom, for the City Parallel Outfall Line Project,

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

1. The public interest and necessity require said project and require the acquisition of said real property for the purpose stated.
2. The taking of real property for municipal purposes by eminent domain proceedings is authorized by Government Code Sections 37350, 37350.5, 37351, 39792 and 40404, by Code of Civil Procedure Sections 1240.050, 1240.110(a), 1240.125, 1240.510 and 1240.610, and by Article I, §19 of the California Constitution.
3. The proposed project is planned and located in a manner which will be most compatible with the greatest public good and the least private injury.

4. The offer required by Section 7267.2 of the Government Code has been made to the owner or owners of record, or the offer has not been made because the owner or owners cannot be located with reasonable diligence.

5. The real property which is hereinafter described consists of a 20 foot strip of land, approximately .686 acres in area, and is necessary for the proposed project.

BE IT FURTHER RESOLVED that the City Attorney be and is hereby authorized and directed to commence and maintain in the name of the City of Modesto such actions and proceedings of eminent domain in the Superior Court of California, County of Stanislaus, as are necessary to acquire, for the purposes and uses aforesaid, that certain real property which is situated in the County of Stanislaus, and outside the City of Modesto, State of California, more particularly described as follows:

All that portion of the Northeast quarter of Section 13, Township 4 South, Range 8 East, Mount Diablo Base and Meridian described as follows:

A 20.00 foot strip of land, measured at right angles, whose Northwest border is described as follows:

Beginning at the West quarter corner of Section 13, Township 4 South, Range 8 East, Mount Diablo Base and Meridian, said corner being on the centerline of Vivian Road; thence south along the west line of said Section 13, 1304.3 feet to a point; thence East 1487.86 feet to a point on the Southeast line of a 40 foot sewer easement said point being on the South line of said Lewis property and the true point of beginning of this description; thence Northeast 1470.24 feet along said Southeast line to a point on the North line of said Lewis property, said point being 2178.75 feet East of and 20 feet South of said West quarter corner of Section 13. The side line of said strip shall be prolonged or shortened to make proper intersection.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of April, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By *Alfred Smith*
Department of Engineering Services

MODESTO CITY COUNCIL
RESOLUTION NO. 84-199

RESOLUTION OF NECESSITY TO ACQUIRE CERTAIN REAL PROPERTY
BY EMINENT DOMAIN FOR MUNICIPAL PURPOSES FOR THE CITY
PARALLEL OUTFALL LINE PROJECT. (VERISSIMO)

WHEREAS, on March 20, 1984, the Council of the City of Modesto by Resolution No. 84-147 set a hearing to consider a resolution of necessity to acquire certain real property, hereinafter described, and

WHEREAS, on April 17, 1984, the Council held a hearing in the City Council Chambers, City Hall, 801 Eleventh Street, Modesto, in order to determine the necessity for acquisition of said real property by eminent domain proceedings for purposes of a temporary sewer easement to construct facilities and appurtenances, together with the right of ingress thereto and egress therefrom, for the City Parallel Outfall Line Project,

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

1. The public interest and necessity require said project and require the acquisition of said real property for the purpose stated.
2. The taking of real property for municipal purposes by eminent domain proceedings is authorized by Government Code Sections 37350, 37350.5, 37351, 39792 and 40404, by Code of Civil Procedure Sections 1240.050, 1240.110(a), 1240.125, 1240.510 and 1240.610, and by Article I, §19 of the California Constitution.
3. The proposed project is planned and located in a manner which will be most compatible with the greatest public good and the least private injury.

4. The offer required by Section 7267.2 of the Government Code has been made to the owner or owners of record, or the offer has not been made because the owner or owners cannot be located with reasonable diligence.

5. The real property which is hereinafter described consists of a 20 foot strip of land, approximately .705 acres in area, and is necessary for the proposed project.

BE IT FURTHER RESOLVED that the City Attorney be and is hereby authorized and directed to commence and maintain in the name of the City of Modesto such actions and proceedings of eminent domain in the Superior Court of California, County of Stanislaus, as are necessary to acquire, for the purposes and uses aforesaid, that certain real property which is situated in the County of Stanislaus, and outside the City of Modesto, State of California, more particularly described as follows:

All that portion of the Southwest quarter of Section 13, Township 4 South, Range 8 East, Mount Diablo Base and Meridian, described as follows:

A 20.00 foot strip of land, measured at right angles, whose Northwest border is described as follows:

Beginning at the Southwest corner of Section 13, Township 4 South, Range 8 East, Mount Diablo Base and Meridian, said corner being the intersection of the centerlines of Service Road and Vivian Road; thence East along the South line of said Section 13 a distance of 699.45 feet to a point on the Southeast border of a 40 foot sewer easement, said point being on the South line of said Verissimo property and the true point of beginning of this description; thence Northeast along said Southeast border a distance of 1534.05 feet to a point on the East-West 1/4 section line of said Section 13, said point being on the North line of said Verissimo property and 1324.3 feet North and 1487.86 feet East of the aforementioned Southwest corner of Section 13. The side lines of said strip of land shall be prolonged or shortened to make proper intersections.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of April, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

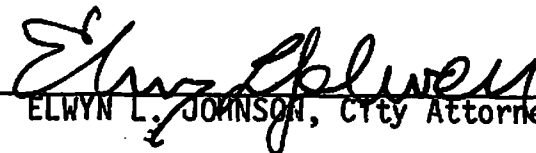
NOES: Councilmembers: None

ABSENT: Councilmembers: None

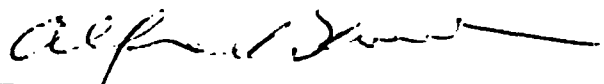
ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By 
Department of Engineering Services

MODESTO CITY COUNCIL
RESOLUTION NO. 84-199

RESOLUTION OF NECESSITY TO ACQUIRE CERTAIN REAL PROPERTY
BY EMINENT DOMAIN FOR MUNICIPAL PURPOSES FOR THE CITY
PARALLEL OUTFALL LINE PROJECT. (VERISSIMO)

WHEREAS, on March 20, 1984, the Council of the City of Modesto by Resolution No. 84-147 set a hearing to consider a resolution of necessity to acquire certain real property, hereinafter described, and

WHEREAS, on April 17, 1984, the Council held a hearing in the City Council Chambers, City Hall, 801 Eleventh Street, Modesto, in order to determine the necessity for acquisition of said real property by eminent domain proceedings for purposes of a temporary sewer easement to construct facilities and appurtenances, together with the right of ingress thereto and egress therefrom, for the City Parallel Outfall Line Project,

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

1. The public interest and necessity require said project and require the acquisition of said real property for the purpose stated.
2. The taking of real property for municipal purposes by eminent domain proceedings is authorized by Government Code Sections 37350, 37350.5, 37351, 39792 and 40404, by Code of Civil Procedure Sections 1240.050, 1240.110(a), 1240.125, 1240.510 and 1240.610, and by Article I, §19 of the California Constitution.
3. The proposed project is planned and located in a manner which will be most compatible with the greatest public good and the least private injury.

4. The offer required by Section 7267.2 of the Government Code has been made to the owner or owners of record, or the offer has not been made because the owner or owners cannot be located with reasonable diligence.

5. The real property which is hereinafter described consists of a 20 foot strip of land, approximately .705 acres in area, and is necessary for the proposed project.

BE IT FURTHER RESOLVED that the City Attorney be and is hereby authorized and directed to commence and maintain in the name of the City of Modesto such actions and proceedings of eminent domain in the Superior Court of California, County of Stanislaus, as are necessary to acquire, for the purposes and uses aforesaid, that certain real property which is situated in the County of Stanislaus, and outside the City of Modesto, State of California, more particularly described as follows:

All that portion of the Northeast quarter of Section 13, Township 4 South, Range 8 East, Mount Diablo Base and Meridian described as follows:

A 20.00 foot strip of land, measured at right angles, whose Northwest border is described as follows:

Beginning at the Southwest corner of Section 13, Township 4 South, Range 8 East, Mount Diablo Base and Meridian, said corner being the intersection of the centerlines of Service Road and Vivian Road; thence East along the South line of said Section 13 a distance of 699.45 feet to a point on the Southeast border of a 40 foot sewer easement, said point being on the South line of said Verissimo property and the true point of beginning of this description; thence Northeast along said Southeast border a distance of 1534.05 feet to a point on the East-West 1/4 section line of said Section 13, said point being on the North line of said Verissimo property and 1324.3 feet North and 1487.86 East of the aforementioned Southwest corner of Section 13. The side lines of said strip of land shall be prolonged or shortened to make proper intersection.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of April, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *E. Johnson*
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By *Alfred J. ...*
Department of Engineering Services

MODESTO CITY COUNCIL
RESOLUTION NO. 84-200

RESOLUTION OF NECESSITY TO ACQUIRE CERTAIN REAL PROPERTY
BY EMINENT DOMAIN FOR MUNICIPAL PURPOSES FOR THE CITY
PARALLEL OUTFALL LINE PROJECT. (MOLLETT)

WHEREAS, on March 20, 1984, the Council of the City of Modesto by Resolution No. 84-147 set a hearing to consider a resolution of necessity to acquire certain real property, hereinafter described, and

WHEREAS, on April 17, 1984, the Council held a hearing in the City Council Chambers, City Hall, 801 Eleventh Street, Modesto, in order to determine the necessity for acquisition of said real property by eminent domain proceedings for purposes of a temporary sewer easement to construct facilities and appurtenances, together with the right of ingress thereto and egress therefrom, for the City Parallel Outfall Line Project,

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

1. The public interest and necessity require said project and require the acquisition of said real property for the purpose stated.
2. The taking of real property for municipal purposes by eminent domain proceedings is authorized by Government Code Sections 37350, 37350.5, 37351, 39792 and 40404, by Code of Civil Procedure Sections 1240.050, 1240.110(a), 1240.125, 1240.510 and 1240.610, and by Article I, §19 of the California Constitution.
3. The proposed project is planned and located in a manner which will be most compatible with the greatest public good and the least private injury.

4. The offer required by Section 7267.2 of the Government Code has been made to the owner or owners of record, or the offer has not been made because the owner or owners cannot be located with reasonable diligence.

5. The real property which is hereinafter described consists of a 20 foot strip of land, approximately .729 acres in area, and is necessary for the proposed project.

BE IT FURTHER RESOLVED that the City Attorney be and is hereby authorized and directed to commence and maintain in the name of the City of Modesto such actions and proceedings of eminent domain in the Superior Court of California, County of Stanislaus, as are necessary to acquire, for the purposes and uses aforesaid, that certain real property which is situated in the County of Stanislaus, and outside the City of Modesto, State of California, more particularly described as follows:

All that portion of the Northeast quarter of Section 23, Township 4 South, Range 8 East, Mount Diablo Base and Meridian described as follows:

A 20.00 foot strip of land, measured at right angles, whose Northwest border is described as follows:

Beginning at the East 1/4 corner of Section 23, Township 4 South, Range 8 East, Mount Diablo Base and Meridian, said corner being at the intersection of the centerlines of T.I.D. Lateral No. 2 and Vivian Road; thence North 33.00 feet along the East line of Section 23 to the South line of property belonging to Leon P. Mollett, et al; thence East 839.41 feet along the south line of said Mollett property to a point on the Southeast line of 40 a foot sewer easement, said point being the true point of beginning of this description; thence Northeast 1607.53 feet along said Southeast line to a point on the East line of said Mollett property, said point being 1416.34 feet North of and 25 feet West of aforementioned East 1/4 corner of Section 23. The side lines of said strip of land shall be prolonged or shortened to make proper intersections.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of April, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *E. Johnson*
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By *Alfonso*
Department of Engineering Services

MODESTO CITY COUNCIL
RESOLUTION NO. 84-201RESOLUTION OF NECESSITY TO ACQUIRE CERTAIN REAL PROPERTY
BY EMINENT DOMAIN FOR MUNICIPAL PURPOSES FOR THE CITY
PARALLEL OUTFALL LINE PROJECT. (HALLIDAY)

WHEREAS, on March 20, 1984, the Council of the City of Modesto by Resolution No. 84-147 set a hearing to consider a resolution of necessity to acquire certain real property, hereinafter described, and

WHEREAS, on April 17, 1984, the Council held a hearing in the City Council Chambers, City Hall, 801 Eleventh Street, Modesto, in order to determine the necessity for acquisition of said real property by eminent domain proceedings for purposes of a temporary sewer easement to construct facilities and appurtenances, together with the right of ingress thereto and egress therefrom, for the City Parallel Outfall Line Project,

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

1. The public interest and necessity require said project and require the acquisition of said real property for the purpose stated.
2. The taking of real property for municipal purposes by eminent domain proceedings is authorized by Government Code Sections 37350, 37350.5, 37351, 39792 and 40404, by Code of Civil Procedure Sections 1240.050, 1240.110(a), 1240.125, 1240.510 and 1240.610, and by Article I, §19 of the California Constitution.
3. The proposed project is planned and located in a manner which will be most compatible with the greatest public good and the least private injury.

4. The offer required by Section 7267.2 of the Government Code has been made to the owner or owners of record, or the offer has not been made because the owner or owners cannot be located with reasonable diligence.

5. The real property which is hereinafter described consists of a 20 foot strip of land, approximately .652 acres in area, and is necessary for the proposed project.

BE IT FURTHER RESOLVED that the City Attorney be and is hereby authorized and directed to commence and maintain in the name of the City of Modesto such actions and proceedings of eminent domain in the Superior Court of California, County of Stanislaus, as are necessary to acquire, for the purposes and uses aforesaid, that certain real property which is situated in the County of Stanislaus, and outside the City of Modesto, State of California, more particularly described as follows:

All that portion of the Northwest quarter of Section 24, Township 4 South, Range 8 East, Mount Diablo Base and Meridian described as follows:

A 20.00 foot strip of land, measured at right angles, whose Northwest border is described as follows:

Beginning at the Northwest corner of Section 24, Township 4 South, Range 8 East, Mount Diablo Base and Meridian, said corner being the intersection of the centerlines of Service Road and Vivian Road; thence East, along the North line of said section 24, a distance of 699.45 feet to a point on the Southeast border of a 40 foot sewer easement, said point being on the North line of said Halliday property and the true point of beginning of this description; thence Southwest along said Southeast border a distance of 1395.86 feet to a point on the East right of way line of Vivian Road, said point being on the West line of said Halliday property and 20 feet East and 1219.33 feet South of the aforementioned Northwest corner of Section 24. The side lines of said strip of land shall be prolonged or shortened to make proper intersections.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of April, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

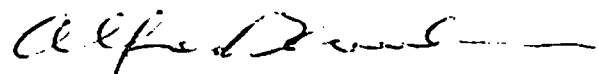
ATTEST: 
MORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By 
Department of Engineering Services

MODESTO CITY COUNCIL
RESOLUTION NO. 84-201

RESOLUTION OF NECESSITY TO ACQUIRE CERTAIN REAL PROPERTY
BY EMINENT DOMAIN FOR MUNICIPAL PURPOSES FOR THE CITY
PARALLEL OUTFALL LINE PROJECT. (HALLIDAY)

WHEREAS, on March 20, 1984, the Council of the City of Modesto by Resolution No. 84-147 set a hearing to consider a resolution of necessity to acquire certain real property, hereinafter described, and

WHEREAS, on April 17, 1984, the Council held a hearing in the City Council Chambers, City Hall, 801 Eleventh Street, Modesto, in order to determine the necessity for acquisition of said real property by eminent domain proceedings for purposes of a temporary sewer easement to construct facilities and appurtenances, together with the right of ingress thereto and egress therefrom, for the City Parallel Outfall Line Project,

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

1. The public interest and necessity require said project and require the acquisition of said real property for the purpose stated.
2. The taking of real property for municipal purposes by eminent domain proceedings is authorized by Government Code Sections 37350, 37350.5, 37351, 39792 and 40404, by Code of Civil Procedure Sections 1240.050, 1240.110(a), 1240.125, 1240.510 and 1240.610, and by Article I, §19 of the California Constitution.
3. The proposed project is planned and located in a manner which will be most compatible with the greatest public good and the least private injury.

4. The offer required by Section 7267.2 of the Government Code has been made to the owner or owners of record, or the offer has not been made because the owner or owners cannot be located with reasonable diligence.

5. The real property which is hereinafter described consists of a 20 foot strip of land, approximately .652 acres in area, and is necessary for the proposed project.

BE IT FURTHER RESOLVED that the City Attorney be and is hereby authorized and directed to commence and maintain in the name of the City of Modesto such actions and proceedings of eminent domain in the Superior Court of California, County of Stanislaus, as are necessary to acquire, for the purposes and uses aforesaid, that certain real property which is situated in the County of Stanislaus, and outside the City of Modesto, State of California, more particularly described as follows:

All that portion of the Northeast quarter of Section 24, Township 4 South, Range 8 East, Mount Diablo Base and Meridian described as follows:

A 20.00 foot strip of land, measured at right angles, whose Northwest border is described as follows:

Beginning at the Northwest corner of Section 24, Township 4 South, Range 8 East, Mount Diablo Base and Meridian, said corner being the intersection of the centerlines of Service Road and Vivian Road; thence East, along the North line of said section 24, a distance of 699.45 feet to a point on the Southeast border of a 40 foot sewer easement, said point being on the North line of said Halliday property and the true point of beginning of this description; thence Southwest along said Southeast border a distance of 1395.86 feet to a point on the East right of way line of Vivian Road, said point being on the West line of said Halliday property and 20 feet East and 1219.33 feet South of the aforementioned Northwest corner of Section 24. The side lines of said strip of land shall be prolonged or shortened to make proper intersections.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of April, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By *Alfred Smith*
Department of Engineering Services
4/17/84

MODESTO CITY COUNCIL
RESOLUTION NO. 84-202RESOLUTION OF NECESSITY TO ACQUIRE CERTAIN REAL PROPERTY
BY EMINENT DOMAIN FOR MUNICIPAL PURPOSES FOR THE CITY
PARALLEL OUTFALL LINE PROJECT. (HUGHES)

WHEREAS, on March 20, 1984, the Council of the City of Modesto by Resolution No. 84-147 set a hearing to consider a resolution of necessity to acquire certain real property, hereinafter described, and

WHEREAS, on April 17, 1984, the Council held a hearing in the City Council Chambers, City Hall, 801 Eleventh Street, Modesto, in order to determine the necessity for acquisition of said real property by eminent domain proceedings for purposes of a temporary sewer easement to construct facilities and appurtenances, together with the right of ingress thereto and egress therefrom, for the City Parallel Outfall Line Project,

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

1. The public interest and necessity require said project and require the acquisition of said real property for the purpose stated.
2. The taking of real property for municipal purposes by eminent domain proceedings is authorized by Government Code Sections 37350, 37350.5, 37351, 39792 and 40404, by Code of Civil Procedure Sections 1240.050, 1240.110(a), 1240.125, 1240.510 and 1240.610, and by Article I, §19 of the California Constitution.
3. The proposed project is planned and located in a manner which will be most compatible with the greatest public good and the least private injury.

4. The offer required by Section 7267.2 of the Government Code has been made to the owner or owners of record, or the offer has not been made because the owner or owners cannot be located with reasonable diligence.

5. The real property which is hereinafter described consists of a 20 foot strip of land, approximately .671 acres in area, and is necessary for the proposed project.

BE IT FURTHER RESOLVED that the City Attorney be and is hereby authorized and directed to commence and maintain in the name of the City of Modesto such actions and proceedings of eminent domain in the Superior Court of California, County of Stanislaus, as are necessary to acquire, for the purposes and uses aforesaid, that certain real property which is situated in the County of Stanislaus, and outside the City of Modesto, State of California, more particularly described as follows:

All that portion of the Southeast quarter of Section 23, Township 4 South, Range 8 East, Mount Diablo Base and Meridian described as follows:

A 20.00 foot strip of land, measured at right angles, whose Northwest border is described as follows:

Beginning at the South 1/4 corner of Section 23, Township 4 South, Range 8 East, Mount Diablo Base and Meridian, said corner being the intersection of 40' Sanders Road and 40' Grayson Road; thence North 20.00 feet to the Southwest corner of said Howard Hughes property; thence East 235.01 feet along the South line of said Hughes property to a point on the Southeast line of a 40 foot sewer easement, said point being the true Point of Beginning of this description; thence Northeast 1490.53 feet along the Southeast line of said sewer easement to a point on the East line of said Hughes property, said point being 1302.74 feet north of and 990 feet East of the aforementioned South 1/4 corner of Section 23. The side lines of said strip of land shall be prolonged or shortened to make proper intersections.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of April, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By *Alfred James*
Department of Engineering Services

MODESTO CITY COUNCIL
RESOLUTION NO. 84-202

RESOLUTION OF NECESSITY TO ACQUIRE CERTAIN REAL PROPERTY
BY EMINENT DOMAIN FOR MUNICIPAL PURPOSES FOR THE CITY
PARALLEL OUTFALL LINE PROJECT. (HUGHES)

WHEREAS, on March 20, 1984, the Council of the City of Modesto by Resolution No. 84-147 set a hearing to consider a resolution of necessity to acquire certain real property, hereinafter described, and

WHEREAS, on April 17, 1984, the Council held a hearing in the City Council Chambers, City Hall, 801 Eleventh Street, Modesto, in order to determine the necessity for acquisition of said real property by eminent domain proceedings for purposes of a temporary sewer easement to construct facilities and appurtenances, together with the right of ingress thereto and egress therefrom, for the City Parallel Outfall Line Project,

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

1. The public interest and necessity require said project and require the acquisition of said real property for the purpose stated.
2. The taking of real property for municipal purposes by eminent domain proceedings is authorized by Government Code Sections 37350, 37350.5, 37351, 39792 and 40404, by Code of Civil Procedure Sections 1240.050, 1240.110(a), 1240.125, 1240.510 and 1240.610, and by Article I, §19 of the California Constitution.
3. The proposed project is planned and located in a manner which will be most compatible with the greatest public good and the least private injury.

4. The offer required by Section 7267.2 of the Government Code has been made to the owner or owners of record, or the offer has not been made because the owner or owners cannot be located with reasonable diligence.

5. The real property which is hereinafter described consists of a 20 foot strip of land, approximately .671 acres in area, and is necessary for the proposed project.

BE IT FURTHER RESOLVED that the City Attorney be and is hereby authorized and directed to commence and maintain in the name of the City of Modesto such actions and proceedings of eminent domain in the Superior Court of California, County of Stanislaus, as are necessary to acquire, for the purposes and uses aforesaid, that certain real property which is situated in the County of Stanislaus, and outside the City of Modesto, State of California, more particularly described as follows:

All that portion of the Northeast quarter of Section 23, Township 4 South, Range 8 East, Mount Diablo Base and Meridian described as follows:

A 20.00 foot strip of land, measured at right angles, whose Northwest border is described as follows:

Beginning at the South 1/4 corner of Section 23, Township 4 South, Range 8 East, Mount Diablo Base and Meridian, said corner being the intersection of 40' Sanders Road and 40' Grayson Road; thence North 20.00 feet to the Southwest corner of said Howard Hughes property; thence East 235.01 feet along the South line of said Hughes property to a point on the Southeast line of a 40 foot sewer easement, said point being the true Point of Beginning of this description; thence Northeast 1490.53 feet along the Southeast line of said sewer easement to a point on the East line of said Hughes property, said point being 1302.74 feet north of and 990 feet East of the aforementioned South 1/4 corner of Section 23. The side lines of said strip of land shall be prolonged or shortened to make proper intersections.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of April, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:



NORRINE COYLE, City Clerk

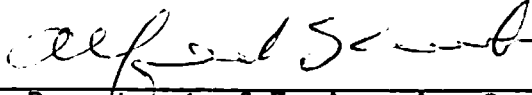
(SEAL)

APPROVED AS TO FORM:

By 

ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By 

Department of Engineering Services

CITY OF MODESTO
M E M O R A N D U M

DATE: July 31, 1984

TO: FILE
FROM: City Clerk & Auditor
SUBJECT: Clerical Error on Res. No. 84-203

During the course of typing Res. No. 84-203, the typist inadvertently referred to only Res. No. 77-27, and should also have referred to Res. No. 77-284, which amended Res. No. 77-27 to delete the Culture Commission from the list of the boards, commissions and committees required to adopt a conflict of interest code. There were no other amendments until April 17, 1984, when the list of departments required to adopt a conflict of interest code was amended by Res. No. 84-203 to include the Engineering Services, Management Services and Utility Services Departments. That Council agenda item did not include any changes in the status of the Culture Commission.

There will be an item on the August 7, 1984, City Council agenda recommending that a resolution be adopted adding the new Economic Development Department, and deleting the Planning Commission, since its reporting requirements are governed by State law, and rescinding all prior resolutions. The clerical error will be corrected at that time.


Norrine Coyle

cc:City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-203

A RESOLUTION DESIGNATING AGENCIES OF THE CITY OF MODESTO REQUIRED TO ADOPT CONFLICT OF INTEREST CODES, ESTABLISHING A DEADLINE FOR SUBMISSION OF SAID CODES, ADOPTING PROCEDURES FOR SUBMISSION THEREOF, AND SUPERSEDING RESOLUTION NO. 77-27.

WHEREAS, pursuant to Government Code Section 87300, every local agency must adopt a conflict of interest code, and

WHEREAS, conflict of interest codes adopted by local agencies must be reviewed and approved by a code reviewing body pursuant to Government Code Section 87303, and

WHEREAS, pursuant to Government Code Section 82011, this Council is the code reviewing body for agencies of the City of Modesto, and

WHEREAS, in carrying out its responsibilities as a code reviewing body this Council must designate City agencies required to adopt a conflict of interest code, establish a deadline for submission of said conflict of interest codes, and establish procedures for submission and review of said conflict of interest codes,

NOW, THEREFORE, BE IT RESOLVED that each of the agencies named on the list of City agencies attached hereto as Annex "A", be, and the same hereby are, designated as agencies required to adopt a conflict of interest code and which shall submit a proposed conflict of interest code to this Council as code reviewing body, not later than the date shown on Annex "A".

BE IT FURTHER RESOLVED that Annex "B" hereto, be, and the same hereby is, adopted to establish the procedures for submission and review of conflict of interest codes by this Council as code reviewing body.

BE IT FURTHER RESOLVED that this resolution supersedes Modesto City Council Resolution No. 77-27 adopted on January 3, 1977.

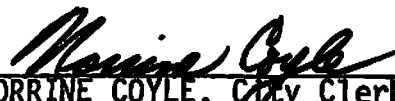
BE IT FURTHER RESOLVED that this resolution shall be effective retroactively to March 20, 1984.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of April, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

ANNEX "A"
AGENCIES OF THE CITY OF MODESTO
REQUIRED TO ADOPT A CONFLICT
OF INTEREST CODE

MODESTO CITY COUNCIL

CODE REVIEWING BODY

(Government Code Section 87300, et seq.)

1. The following departments of the City of Modesto shall adopt a Conflict of Interest Code and shall submit such code to the City Council of the City of Modesto as code reviewing body, not later than the dates shown:

Office of the City Manager	March 10, 1977
Office of the City Attorney	March 10, 1977
Office of the City Clerk and Auditor	March 10, 1977
Engineering Services Department	March 20, 1984
Finance Department	March 10, 1977
Fire Department	March 10, 1977
Management Services Department	March 20, 1984
Parking and Traffic Department	March 10, 1977
Parks and Recreation Department	March 10, 1977
Planning and Community Development Department	March 10, 1977
Police Department	March 10, 1977
Utility Services Department	March 20, 1984

2. The following boards, commissions and committees of the City of Modesto shall adopt a Conflict of Interest Code and shall submit such code to the City Council of the City of Modesto as code reviewing body, not later than the dates shown:

Board of Zoning Adjustment	March 10, 1977
Planning Commission	March 10, 1977
Culture Commission	March 10, 1977
Board of Appeals for Housing Code and Dangerous Building Code	March 10, 1977
Downtown Improvement District (DID) Advisory Board	March 10, 1977
Citizens Housing and Community Development Committee	March 10, 1977
Housing Maintenance and Counseling Subcommittee	March 10, 1977
Rehabilitation Loan Pool Subcommittee	March 10, 1977
Airport Advisory Committee	March 10, 1977
Environmental Assessment Committee	March 10, 1977

PROCEDURE FOR SUBMISSION AND REVIEW OF
CONFLICT OF INTEREST CODES
MODESTO CITY COUNCIL
CODE REVIEWING BODY

(Government Code Section 87300, et seq.)

1. Each agency shall submit an original and two copies of its proposed code to the City Council by submitting them to the City Clerk, City Hall, 801 Eleventh Street, P. O. Box 642, Modesto, California, 95353, by the established deadline and with two copies of the record of action form attached thereto.
2. The proposed code shall satisfy the requirements of Government Code Section 87300, et seq. The code shall be accompanied by:
 - a. A declaration by the head of the agency declaring that the agency has satisfied the notice and hearing requirements preliminary to formulation of the code pursuant to Government Code Section 87311;
 - b. Proof of publication of notice of hearing in substantially the following form:

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the _____ (name of agency) _____ will hold a public hearing at _____ o'clock ____ .m., on _____, 19____, at _____ (place) _____, to consider adoption of a conflict of interest code pursuant to California Government Code Section 87300, et seq. A copy of the proposed conflict of interest code is on file in the office of _____, at _____

and is available for inspection at such location from 8:00 o'clock a.m. to 5:00 o'clock p.m., Monday through Friday.

- c. One copy of all written submissions made to the agency regarding the proposed code including requests for notice of hearings;
 - d. Materials justifying the designation and disclosure responsibilities of officers, employees, members, or consultants of the agency.
3. Within 40 days of submission of the proposed code to the City Council, the City Clerk shall:
 - a. Notice the proposed code for hearing before the City Council, or
 - b. Return the proposed code to the agency with written recommendations for revision. Any agency which objects to the recommendations for revision may request a hearing before the City Council.
 4. The hearing before the City Council shall be set within 90 days of date of receipt of the proposed code by the City Council.
 5. At least 30 days prior to the hearing on the proposed code, notice thereof shall be:
 - a. Published in the official newspaper of the City of Modesto.
 - b. Mailed to every person who has filed a request for notice thereof with the City Council or with the agency.
 - c. Mailed or delivered to the head of such agency.
 - d. Made available to the public in such additional form and manner as the City Council shall prescribe.

The failure to mail notice to any person as provided in this Regulation shall not invalidate any action taken by the City Council to approve a code.

6. If the proposed code is returned to the agency, a new deadline shall be established by the City Council for resubmission of the code by the agency. The revised deadline shall be no later than 60 days after the code is returned to the agency.
7. All persons wishing to challenge any provision of the proposed code may submit a concise written statement of the objections to the proposed code or appear in person at the scheduled hearing on the proposed code.
8. At the scheduled hearing on the proposed code, the City Council shall afford any agency or interested person or his or her duly authorized representative, or both, the opportunity to present statements, arguments, or contentions in writing. Oral testimony shall be encouraged; however, the time permitted for oral statements may be limited at the discretion of the City Council, but may be supplemented by written statements. The City Council shall consider all relevant matter presented to it during the public hearing, or appearing on the record of such hearing, prior to approving or revising and approving the proposed code, or returning the proposed code to the agency for revision.
9. After a hearing as provided herein, the City Council shall:
 - a. Approve the proposed code as submitted and return the code to the agency;
 - b. Revise the proposed code and approve it as revised; or
 - c. Return the proposed code to the agency for revision and resubmission within 60 days.
10. The effective date of a conflict of interest code shall be thirty (30) days after approval by the City Council. If any agency fails to submit a proposed conflict of interest code within prescribed time limits, the City Council shall act pursuant to Government Code Section 87304.

MODESTO CITY COUNCIL
RESOLUTION NO. 84-204

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO
APPROVING THE CONFLICT OF INTEREST CODE OF THE MANAGEMENT
SERVICES DEPARTMENT OF THE CITY OF MODESTO.

WHEREAS, by Resolution No. 84-203, the City Council, pursuant to
Government Code Section 87300, designated the agencies of the City of Modesto
required to adopt a Conflict of Interest Code, and

WHEREAS, the Management Services Department as a designated agency
adopted and submitted a Code to the Council for review and approval, and

WHEREAS, the Council held a public hearing on April 17, 1984, to
consider and review said Code,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the Conflict of Interest Code of the Management Services Department of
the City of Modesto as submitted is hereby approved.

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 17th day of April, 1984, by
Councilmember Sutton, who moved its adoption, which motion being duly seconded
by Councilmember Patterson, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:



NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 

ELWYN E. JOHNSON, City Attorney

043084

CA80

RECORD OF ACTION

CONFLICT OF INTEREST CODE

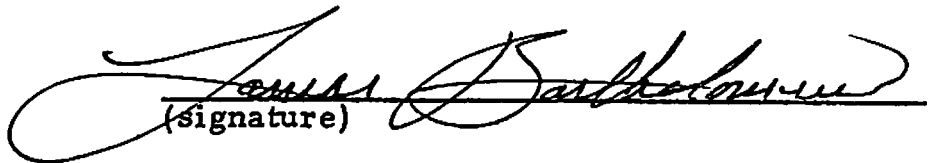
OF THE

OFFICE OF MANAGEMENT SERVICES

OF THE

CITY OF MODESTO

The above-named agency hereby submits the attached Conflict of Interest Code to the City Council of the City of Modesto as code reviewing body for such agency.


(signature)

Director of Management Services
(official capacity)

Received on behalf of the City Council as the code reviewing body for the above-named agency.

Date: March 15, 1984.


NORRINE COYLE, City Clerk

The attached Conflict of Interest Code, having been submitted by the above-named agency, was approved by Resolution No. _____ of the City Council of the City of Modesto on _____, to be effective January 30, 1977. (date)

Other action, (if any):

Date: _____.

NORRINE COYLE, City Clerk

DECLARATION

Notice and Hearing Requirements

Designated Positions and Disclosure Categories

I, Lamar Bartholomew, being the Director of Management
(position or title) Service

and head of the Office of Management Services declare
(name of agency)

that the review and preparation of the Conflict of Interest Code of the
Office of Management Services was carried out under
(name of agency)

procedures which guaranteed to Employees
(officers, employees, members and/or consultants)

of the Office of Management Services and to
(name of agency)

residents of the City of Modesto adequate notice and fair opportunity to present
their views. I further state that all positions in or on the Office of Management
(name of agency)

Services which involve the making or partici-
pation in the making of decisions which may foreseeably have material effect on
any financial interest have been listed as designated positions in the Conflict
of Interest Code of the Office of Management Services
(name of agency)

and that the disclosure categories listed in said Conflict of Interest Code
differentiate between designated positions with different powers and responsibilities.

Dated March 14, 1984


(signature)

COUNTY OF Stanislaus
STATE OF CALIFORNIA

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am the printer and principal clerk of the publisher of THE MODESTO BEE, printed and published in the City of Modesto, County of Stanislaus, State of California, daily, for which said newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Stanislaus, State of California, under the date of February 25, 1951, Action No. 46453; that the notice of which the annexed is a printed copy, has been published in each issue thereof and not in any supplement thereof on the following dates, to wit:

February 25, 1984

I certify (or declare) under penalty of perjury that the foregoing is true and correct and that this declaration was executed at Modesto, California, on February 25, 1984.

(Date)


(Signature)

NOTICE OF PUBLIC HEARINGS
Notice is hereby given that the following agencies of the City of Modesto will each hold a public hearing at 8:00 a.m., March 14, 1984, in the respective offices at City Hall, 801 17th Street, Modesto, to consider adoption of a conflict of interest code pursuant to California Government Code Section 87300, et. seq.:
Engineering Services Department
Management Services Department
Utility Services Department
A copy of each agency's proposed conflict of interest code is on file in the office of the agency and is available for inspection at City Hall from 7:30 a.m. to 5:00 p.m., Monday through Friday.
Nourine Coyta
City Clerk
February 25, 1984

OF THE
OFFICE OF MANAGEMENT SERVICES

OF THE
CITY OF MODESTO

Section 100. Introduction. Pursuant to the provisions of Government Code Sections 87300, et seq., the Office of Management Services of the City of Modesto hereby adopts the following Conflict of Interest Code.

Section 200. Designated Positions. The Positions listed in Exhibit "A" are designated positions. Officers and employees holding these positions are designated employees and are deemed to make or participate in the making of decisions which may foreseeably have a material effect on a financial interest.

Section 300. Disclosure Statements. A designated employee shall be assigned to one or more of the disclosure categories set forth in Exhibit "B". Each designated employee shall file an annual statement disclosing that employee's interest in investments, real property, and income designated as reportable under the category to which the employee's position is assigned in Exhibit "B".

Section 400. Place and Time of Filing.

(a) All designated employees required to submit a statement of economic interests shall file the original with the Director of the Office of Management Services.

(b) The Director of the Office of Management Services who receives the statement of financial interest shall make and retain a copy and forward the original to the City Clerk.

(c) A designated employee required to submit a statement of economic interests shall submit an initial statement within thirty days after the effective date of this Code.

(d) All employees in the Classified Service of the City of Modesto appointed, promoted or transferred to designated positions shall file initial statements within thirty days after the date of their employment.

(e) All other employees appointed, promoted or transferred to designated positions shall file initial statements not less than ten days before assuming office, unless an earlier assumption of office is required by emergency circumstances, in which case the statement shall be filed within thirty days thereafter.

(f) Annual statements shall be filed by all designated employees during the month of January, disclosing reportable investments in business entities, interests in real property, and income held or received in the period since the closing date of the employee's previously filed statement and December 31st.

(g) Each person who leaves a designated position specified in Exhibit "A" shall file a leaving office statement within thirty days after leaving.

Section 500. Contents of Disclosure Statements.

(a) Disclosure statements shall be made on forms supplied by the City Clerk, and shall contain the following information:

(1) Contents of Investment and Real Property Reports:

When an investment, or an interest in real property, is required to be reported, the statement shall contain:

(A) A statement of the nature of the investment or interest;

(B) The name of the business entity in which each investment is held, and a general description of the business activity in which the business entity is engaged;

(C) The address or other precise location of the real property;

(D) A statement whether the fair market value of the investment, or interest in real property, exceeds ten thousand dollars (\$10,000), and whether it exceeds one hundred thousand dollars (\$100,000). This information need not be provided with respect to an interest in real property which is used principally as the residence of the filer.

(2) Contents of Personal Income Reports:

When personal income is required to be reported, the statement shall contain:

(A) The name and address of each source of income aggregating two hundred and fifty dollars (\$250) or more in value, or fifty dollars (\$50) or more in value if the income was a gift, and a general description of the business activity, if any, of each source;

(B) A statement whether the aggregate value of income from each source was greater than one thousand dollars (\$1,000),

and whether it was greater than ten thousand dollars (\$10,000);

(C) A description of the consideration, if any, for which the income was received;

(D) In the case of a gift, the name and address of the donor and the amount and the date on which the gift was received.

(3) Contents of Business Entity Income Reports:

When income of a business entity, including income of a sole proprietorship, is required to be reported, the statement shall contain:

(A) The name, address, and a general description of the business activity of the business entity;

(B) In the case of a business entity which provides legal or brokerage services, the name of every person who paid fees to the business entity if the filer's pro rata share of fees from such person was equal to or greater than one thousand dollars (\$1,000);

(C) In the case of a business entity not covered by paragraph (B), the name of every person from whom the business entity received payments if the filer's pro rata share of gross receipts from such person was equal to or greater than ten thousand dollars (\$10,000) during a calendar year.

(4) Contents of Management Position Reports:

When management positions are required to be reported, designated employees shall list the name of each business entity not specified above in which he is a director, officer, partner, trustee, employee, or in which he holds any position of manage-

ment.

(b) Contents of Initial Statement:

The initial statement filed by an employee appointed to a designated position shall disclose any reportable investments and interests in real property.^{1/}

(c) Contents of Annual Statements:

The annual statement filed by a designated employee shall disclose any reportable investments, interests in real property, and income during the period since the previous statement was filed.^{1/}

(d) Contents of Leaving Office Statements:

The leaving office statement filed by designated employees shall disclose reportable investments, interests in real property, and income during the period since the closing date of the previous statement filed pursuant to this Code. The statement shall include any investments in business entities, interests in real property, and income held or received at any time during the period covered by the statement, whether or not they are still held at the time of filing.^{1/}

(e) Acquisition or Disposal During Reporting Period:

In the case of a statement filed under Sections 500(c) and (d), if the investment, or interest in real property, was partially or wholly acquired or disposed of during the period covered by the statement, the date of acquisition or disposal.

^{1/}When disclosure of management positions is required, disclosure of such positions shall be made upon filing initial, annual and leaving office statements.

Section 600. Disqualification. Designated employees must disqualify themselves from making or participating in the making of any decisions which will foreseeably have a material financial effect, distinguishable from its effect on the public generally, on any reportable interest of that employee (except sources of gifts less than \$250). No designated employee shall be prevented from making or participating in the making of any decision to the extent his or her participation is legally required for the decision to be made.

Section 700. Manner of Disqualification. A designated employee required to disqualify himself or herself shall notify his or her supervisor in writing. This notice shall be forwarded to the Director of the Office of Management Services, who shall record the employee's disqualification. Upon receipt of such statement, the supervisor shall immediately reassign the matter to another employee. The Director of the Office of Management Services shall file written notice of his or her own disqualification with the City Manager

Section 800. Definition of Terms. Except as otherwise provided, the definitions contained in the Political Reform Act of 1974 (Government Code §81000 et seq.), the Regulations of the Fair Political Practices Commission,

and any amendments to the Act or Regulations, shall be incorporated into this Conflict of Interest Code.

Section 900. Effective Date of Code. This Conflict of Interest Code shall become effective 30 days after approval by the City Council.

EXHIBIT "A"

<u>Designated Positions</u>	<u>Disclosure Category</u>
Assistant Risk Manager	1
Director of Management Services	1
Personnel Manager	1
Principal Management Analyst	1
Public Services Officer	1
Risk Manager	1
Assistant Public Services Officer	1

EXHIBIT "B"

CONFLICT OF INTEREST

Disclosure Categories

An investment, interest in real property, or income is reportable if the business entity in which the investment is held, the interest in real property, or the income, or source of income may foreseeably be affected materially by any decision made or participated in by the designated employee by virtue of the employee's position.

Designated employees in Group 1 must report:

- A. Interests in real property.
- B. Investments.
- C. Investments and interests in real property held by business entities you control.
- D. Income.
- E. Gifts.
- F. Income of a business entity in which the designated employee or spouse owns 10 percent or greater interest and which provides legal or brokerage services.
- G. Income of a business entity in which the designated employee or spouse owns 10 percent or greater interest and which does not provide legal or brokerage services.
- H. Employment and management positions in business entities.

MODESTO CITY COUNCIL
RESOLUTION NO. 84-205

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO
APPROVING THE CONFLICT OF INTEREST CODE OF THE UTILITY
SERVICES DEPARTMENT OF THE CITY OF MODESTO.

WHEREAS, by Resolution No. 84-203, the City Council, pursuant to
Government Code Section 87300, designated the agencies of the City of Modesto
required to adopt a Conflict of Interest Code, and

WHEREAS, the Utility Services Department as a designated agency
adopted and submitted a Code to the Council for review and approval, and

WHEREAS, the Council held a public hearing on April 17, 1984, to
consider and review said Code,

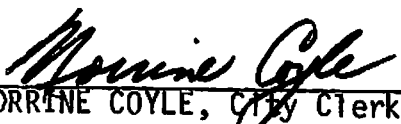
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the Conflict of Interest Code of the Utility Services Department of the
City of Modesto as submitted is hereby approved.

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 17th day of April, 1984, by
Councilmember Sutton, who moved its adoption, which motion being duly seconded
by Councilmember Patterson, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

DECLARATION

Notice and Hearing Requirements

Designated Positions and Disclosure Categories

I, Edward J. Walker, being the Director
(position or title)

and head of the Department of Utility Services declare
(name of agency)

that the review and preparation of the Conflict of Interest Code of the
Department of Utility Services was carried out under
(name of agency)

procedures which guaranteed to employees
(officers, employees, members and/or consultants)

of the Department of Utility Services and to
(name of agency)

residents of the City of Modesto adequate notice and fair opportunity to present
their views. I further state that all positions in or on the Department of Utility Services
(name of agency)

Department of Utility Services which involve the making or partici-
pation in the making of decisions which may foreseeably have material effect on
any financial interest have been listed as designated positions in the Conflict
of Interest Code of the Department of Utility Services
(name of agency)

and that the disclosure categories listed in said Conflict of Interest Code
differentiate between designated positions with different powers and responsibilities.

Dated March 14, 1984

Edward J. Walker
(signature)

CONFLICT OF INTEREST CODE

OF THE

DEPARTMENT OF UTILITY SERVICES

OF THE

CITY OF MODESTO

The above-named agency hereby submits the attached Conflict of Interest Code to the City Council of the City of Modesto as code reviewing body for such agency.

Edward J. Waller
(signature)

Director of Utility Services
(official capacity)

Received on behalf of the City Council as the code reviewing body for the above-named agency.

Date: March 15, 1984.

Norrine Coyle
NORRINE COYLE, City Clerk

The attached Conflict of Interest Code, having been submitted by the above-named agency, was approved by Resolution No. _____ of the City Council of the City of Modesto on _____, to be effective January 30, 1977. (date)

Other action, (if any):

Date: _____.

NORRINE COYLE, City Clerk

COUNTY OF Stanislaus
STATE OF CALIFORNIA

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am the printer and principal clerk of the publisher of THE MODESTO BEE, printed and published in the City of Modesto, County of Stanislaus, State of California, daily, for which said newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Stanislaus, State of California, under the date of February 25, 1951, Action No. 46453; that the notice of which the annexed is a printed copy, has been published in each issue thereof and not in any supplement thereof on the following dates, to wit:

February 25, 1984

I certify (or declare) under penalty of perjury that the foregoing is true and correct and that this declaration was executed at Modesto, California, on February 25, 1984.
(Date)


(Signature)

NOTICE OF PUBLIC HEARINGS.
Notice is hereby given that the following agencies of the City of Modesto will each hold a public hearing at 8:00 a.m., March 16, 1984, in the respective offices at City Hall, 801 11th Street, Modesto, to consider adoption of a conflict of interest code pursuant to California Government Code Section 87300, et. seq.:
Engineering Services Department
Management Services Department
Utility Services Department
A copy of each agency's proposed conflict of interest code is on file in the office of the agency and is available for inspection at City Hall from 7:30 a.m. to 5:00 p.m., Monday through Friday.
Norrine Coyle
City Clerk
February 25, 1984

CONFLICT OF INTEREST CODE
OF THE
DEPARTMENT OF UTILITY SERVICES
OF THE
CITY OF MODESTO

Section 100. Introduction. Pursuant to the provisions of Government Code Sections 87300, et seq., the Department of Utility Services _____ of the City of Modesto hereby adopts the following Conflict of Interest Code.

Section 200. Designated Positions. The Positions listed in Exhibit "A" are designated positions. Officers and employees holding these positions are designated employees and are deemed to make or participate in the making of decisions which may foreseeably have a material effect on a financial interest.

Section 300. Disclosure Statements. A designated employee shall be assigned to one or more of the disclosure categories set forth in Exhibit "B". Each designated employee shall file an annual statement disclosing that employee's interest in investments, real property, and income designated as reportable under the category to which the employee's position is assigned in Exhibit "B".

Section 400. Place and Time of Filing.

(a) All designated employees required to submit a statement of economic interests shall file the original with the Director of the _____ Utility Services Department _____.

(b) The Director of the Utility Services Department _____ who receives the statement of financial interest shall make and retain a copy and forward the original to the City Clerk.

(c) A designated employee required to submit a statement of economic interests shall submit an initial statement within thirty days after the effective date of this Code.

(d) All employees in the Classified Service of the City of Modesto appointed, promoted or transferred to designated positions shall file initial statements within thirty days after the date of their employment.

(e) All other employees appointed, promoted or transferred to designated positions shall file initial statements not less than ten days before assuming office, unless an earlier assumption of office is required by emergency circumstances, in which case the statement shall be filed within thirty days thereafter.

(f) Annual statements shall be filed by all designated employees during the month of January, disclosing reportable investments in business entities, interests in real property, and income held or received in the period since the closing date of the employee's previously filed statement and December 31st.

(g) Each person who leaves a designated position specified in Exhibit "A" shall file a leaving office statement within thirty days after leaving.

Section 500. Contents of Disclosure Statements.

(a) Disclosure statements shall be made on forms supplied by the City Clerk, and shall contain the following information:

(1) Contents of Investment and Real Property Reports:

When an investment, or an interest in real property, is required to be reported, the statement shall contain:

(A) A statement of the nature of the investment or interest;

(B) The name of the business entity in which each investment is held, and a general description of the business activity in which the business entity is engaged;

(C) The address or other precise location of the real property;

(D) A statement whether the fair market value of the investment, or interest in real property, exceeds ten thousand dollars (\$10,000), and whether it exceeds one hundred thousand dollars (\$100,000). This information need not be provided with respect to an interest in real property which is used principally as the residence of the filer.

(2) Contents of Personal Income Reports:

When personal income is required to be reported, the statement shall contain:

(A) The name and address of each source of income aggregating two hundred and fifty dollars (\$250) or more in value, or fifty dollars (\$50) or more in value if the income was a gift, and a general description of the business activity, if any, of each source;

(B) A statement whether the aggregate value of income from each source was greater than one thousand dollars (\$1,000),

and whether it was greater than ten thousand dollars (\$10,000);

(C) A description of the consideration, if any, for which the income was received;

(D) In the case of a gift, the name and address of the donor and the amount and the date on which the gift was received.

(3) Contents of Business Entity Income Reports:

When income of a business entity, including income of a sole proprietorship, is required to be reported, the statement shall contain:

(A) The name, address, and a general description of the business activity of the business entity;

(B) In the case of a business entity which provides legal or brokerage services, the name of every person who paid fees to the business entity if the filer's pro rata share of fees from such person was equal to or greater than one thousand dollars (\$1,000);

(C) In the case of a business entity not covered by paragraph (B), the name of every person from whom the business entity received payments if the filer's pro rata share of gross receipts from such person was equal to or greater than ten thousand dollars (\$10,000) during a calendar year.

(4) Contents of Management Position Reports:

When management positions are required to be reported, designated employees shall list the name of each business entity not specified above in which he is a director, officer, partner, trustee, employee, or in which he holds any position of manage-

ment.

(b) Contents of Initial Statement:

The initial statement filed by an employee appointed to a designated position shall disclose any reportable investments and interests in real property.^{1/}

(c) Contents of Annual Statements:

The annual statement filed by a designated employee shall disclose any reportable investments, interests in real property, and income during the period since the previous statement was filed.^{1/}

(d) Contents of Leaving Office Statements:

The leaving office statement filed by designated employees shall disclose reportable investments, interests in real property, and income during the period since the closing date of the previous statement filed pursuant to this Code. The statement shall include any investments in business entities, interests in real property, and income held or received at any time during the period covered by the statement, whether or not they are still held at the time of filing.^{1/}

(e) Acquisition or Disposal During Reporting Period:

In the case of a statement filed under Sections 500(c) and (d), if the investment, or interest in real property, was partially or wholly acquired or disposed of during the period covered by the statement, the date of acquisition or disposal.

^{1/}When disclosure of management positions is required, disclosure of such positions shall be made upon filing initial, annual and leaving office statements.

Section 600. Disqualification. Designated employees must disqualify themselves from making or participating in the making of any decisions which will foreseeably have a material financial effect, distinguishable from its effect on the public generally, on any reportable interest of that employee (except sources of gifts less than \$250). No designated employee shall be prevented from making or participating in the making of any decision to the extent his or her participation is legally required for the decision to be made.

Section 700. Manner of Disqualification. A designated employee required to disqualify himself or herself shall notify his or her supervisor in writing. This notice shall be forwarded to the Director of the Utility Services Department, who shall record the employee's disqualification. Upon receipt of such statement, the supervisor shall immediately reassign the matter to another employee. The Director of the Utility Services Department shall file written notice of his or her own disqualification with the City Manager.

Section 800. Definition of Terms. Except as otherwise provided, the definitions contained in the Political Reform Act of 1974 (Government Code §81000 et seq.), the Regulations of the Fair Political Practices Commission,

and any amendments to the Act or Regulations, shall be incorporated into this Conflict of Interest Code.

Section 900. Effective Date of Code. This Conflict of Interest Code shall become effective 30 days after approval by the City Council.

Exhibit A

<u>Designated Positions</u>	<u>Disclosure Category</u>
Administrative Analyst	1, 2, 3, 4(n)
Airport Manager	4(a), 4(b), 4(c)
Associate Civil Engineer	1, 2, 3, 4(n)
Building Maintenance Supervisor	4(e)
Chief Electrician	4(a), 4(b), 4(h)
Construction Inspector	4(f)
Director of Utility Services	1, 2, 3, 4(n)
Industrial Waste Inspector	4(j)
Plant Mechanical Maintenance Supervisor	4(j)
Property Agent	1, 2, 3, 4(a), 4(b), 4(k)
Shop Supervisor	4(a), 4(b), 4(d)
Wastewater Treatment Plant Supervisor	4(j)
Water Quality Control Superintendent	1, 2, 3, 4(a), 4(b), 4(j)
Water System Inspector	4(g)

Disclosure Categories

An investment, interest in real property, or income is reportable if the business entity in which the investment is held, the interest in real property, or the income or source of income may foreseeably be affected materially by any decision made or participated in by the designated employee by virtue of the employee's position.

Group 1

Designated employees in this group shall report all interests in real property within the jurisdiction.

Use form titled, "Interests in Real Property."

Group 2

Designated employees in this group shall report all investments and interests in real property within the jurisdiction held by business entities controlled by the employee.

Use form titled, "Investments and Interests in Real Property Held by Business Entities You Control."

Group 3

Designated employees in this group shall report all income from business entities having an interest or expecting to have an interest in real property within the jurisdiction.

Use forms titled, "Income of a Business Entity in which the Designated Employee, or Spouse, Owns a 10% or Greater Interest and which provides Legal or Brokerage Services."

"Income of a Business Entity in which the Designated Employee, or Spouse, Owns a 10% or Greater Interest and which does not provide Legal or Brokerage Services."

Group 4

Designated employees in this group shall report all employment and management positions in business entities, all investments in businesses, and income or gifts from individuals or businesses:

- a. Having an interest in real property located within the jurisdiction.
- b. Doing business with the City of Modesto.

- c. Concerning aircraft or the aircraft industry
- d. Concerning automotive items or the automotive industry.
- e. Concerning building maintenance items.
- f. Concerning construction or building trades within the jurisdiction.
- g. Concerning domestic water items.
- h. Concerning electrical items.
- i. Concerning engineering items.
- j. Concerning sewerage items, wastewater treatment items, or obtaining sewer service from the City of Modesto.
- k. Concerning title companies, financial consultants, or engineering consultants.
- l. Concerning solid waste, garbage or noise control items within the jurisdiction.
- m. Concerning signs or advertising trades within the jurisdiction.
- n. All of the above.

Use forms titled, "Investments:", "Gifts", "Income (Other than Gifts)", "Employment and Management Positions in Business Entities."

NOTES:

- 1. "Jurisdiction" shall mean within the City of Modesto except real property shall be deemed to be "within the Jurisdiction" if the property or any part of it is located within or not more than two miles outside the boundaries of the City of Modesto or within two miles of any land owned or used by the City of Modesto.
- 2. Income from a public agency need not be disclosed.
- 3. Designated employees shall submit a form titled, "Statement of Economic Interests for Designated Employees," attached to the forms set forth in Group 1 through Group 4 above as apropos.

MODESTO CITY COUNCIL
RESOLUTION NO. 84-206

A RESOLUTION AMENDING THE CONFLICT OF INTEREST CODE OF THE OFFICE OF THE CITY MANAGER OF THE CITY OF MODESTO.

WHEREAS, a Conflict of Interest Code for the Office of the City Manager of the City of Modesto was approved by Modesto City Council Resolution No. 77-480 pursuant to Modesto City Council Resolution No. 77-27, as superseded by Resolution No. 84-203, designating the agencies of the City of Modesto required to adopt a Conflict of Interest Code, and

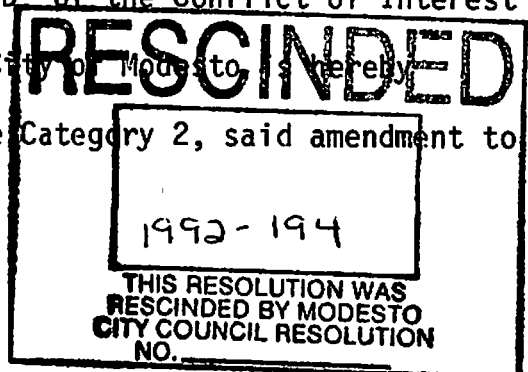
WHEREAS, due to changed circumstances said Code has been previously amended by Modesto City Council Resolutions No. 78-950, 80-70, 81-442, and 81-762, and

WHEREAS, due to additional changed circumstances said Code should be further amended, and

WHEREAS, the Council held a public hearing on April 17, 1984, to consider the proposed amendment,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Exhibit "A" of the Conflict of Interest Code of the Office of the City Manager of the City of Modesto is hereby amended, as attached hereto, to add Deputy City Manager, with Disclosure Category 1, and delete Assistant Risk Manager, Director of Management Services, Management Assistant, Personnel Manager, Public Services Officer, and Risk Manager, with Disclosure Category No. 2, said amendments to be effective upon the adoption of this resolution.

BE IT FURTHER RESOLVED that Exhibit "B" of the Conflict of Interest Code of the Office of the City Manager of the City of Modesto, hereby amended as attached hereto to delete Disclosure Category 2, said amendment to be effective upon adoption of this resolution.



The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of April, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

<u>Designated Positions</u>	<u>Disclosure Category</u>
City Manager	1
Deputy City Manager	1

CONFLICT OF INTEREST

Disclosure Categories

An investment, interest in real property, or income is reportable if the business entity in which the investment is held, the interest in real property, or the income, or source of income may foreseeably be affected materially by any decision made or participated in by the designated employee by virtue of the employee's position.

Designated employees in Group "1" must report:

- A. The City Manager is required, pursuant to Government Code Section 87200, to disclose investments, interests in real property and income. No other or additional disclosure requirements are imposed by this Conflict of Interest Code.

MODESTO CITY COUNCIL
RESOLUTION NO. 84-207

A RESOLUTION AMENDING THE CONFLICT OF INTEREST CODE OF THE
FINANCE DEPARTMENT OF THE CITY OF MODESTO.

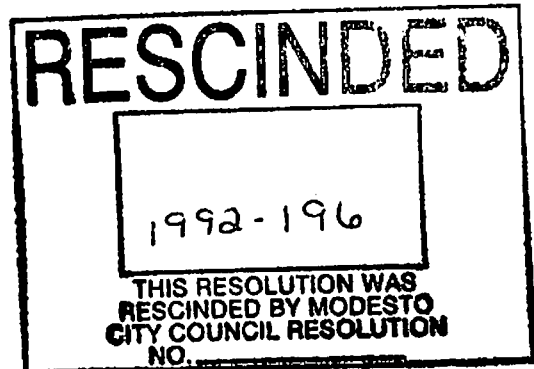
WHEREAS, a Conflict of Interest Code for the Finance Department of
the City of Modesto was approved by Modesto City Council Resolution No. 77-483
pursuant to Modesto City Council Resolution No. 77-27, as superseded by
Resolution No. 84-203, designating the agencies of the City of Modesto
required to adopt a Conflict of Interest Code, and

WHEREAS, due to changed circumstances said Code has been previously
amended by Modesto City Council Resolutions No. 77-1220, 81-443, 81-763, and
82-349, and

WHEREAS, due to additional changed circumstances said Code should be
further amended, and

WHEREAS, the Council held a public hearing on April 17, 1984, to
consider the proposed amendment,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that Exhibit "A" of the Conflict of Interest Code of the Finance Department of
the City of Modesto is hereby amended, as attached hereto, to add
Accountant II (Treasury) and Finance Division Manager, with Disclosure
Categories 1 and 2, and delete Accounting Administrator, Accountant II
(Supervisor Revenue/Collection Division), Senior Accountant, and Cost Analyst,
with Disclosure Categories 1 and 2, said amendments to be effective upon the
adoption of this resolution.



The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of April, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

EXHIBIT "A"

<u>Designated Positions</u>	<u>Disclosure Category</u>
Accountant II (Treasury)	1, 2
Data Processing Manager	3
Director of Finance	1, 2
Finance Division Manager	1, 2
Purchasing Assistant I and II	2
Purchasing Officer	1, 2
Warehouse Supervisor	2

MODESTO CITY COUNCIL
RESOLUTION NO. 84-208

A RESOLUTION AMENDING THE CONFLICT OF INTEREST CODE OF THE DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT OF THE CITY OF MODESTO.

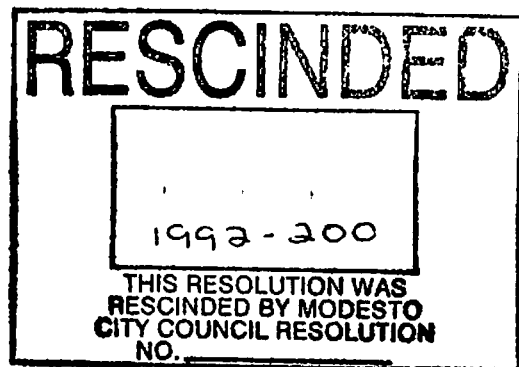
WHEREAS, a Conflict of Interest Code for the Department of Planning and Community Development of the City of Modesto was approved by Modesto City Council Resolution No. 77-487 pursuant to Modesto City Council Resolution No. 77-27, as superseded by Resolution No. 84-203, designating the agencies of the City of Modesto required to adopt a Conflict of Interest Code, and

WHEREAS, due to changed circumstances said Code has been previously amended by Modesto City Council Resolutions No. 81-445 and 82-350, and

WHEREAS, due to additional changed circumstances said Code should be further amended, and

WHEREAS, the Council held a public hearing on April 17, 1984, to consider the proposed amendment,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Exhibit "A" of the Conflict of Interest Code of the Department of Planning and Community Development of the City of Modesto is hereby amended, as attached hereto, to add Supervising Housing Rehabilitation Specialist, with Disclosure Category 1, and delete Assistant Zoning Inspector, with Disclosure Category No. 1, said amendments to be effective upon the adoption of this resolution.



The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of April, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

EXHIBIT "A"

<u>Designated Positions</u>	<u>Disclosure Category</u>
Assistant Planner	1
Associate Planner	1
Code Enforcement Specialist	1
Director of Planning and Community Development	1
Housing Program Officer	1
Housing Conservationist	1
Housing Financial Specialist	1
Housing Rehabilitation Specialist I	1
Housing Rehabilitation Specialist II	1
Senior Planner	1
Supervising Housing Rehabilitation Specialist	1
Zoning Inspector	1

MODESTO CITY COUNCIL
RESOLUTION NO. 84-209

A RESOLUTION AMENDING THE CONFLICT OF INTEREST CODE OF THE
PARKING AND TRAFFIC DEPARTMENT OF THE CITY OF MODESTO.

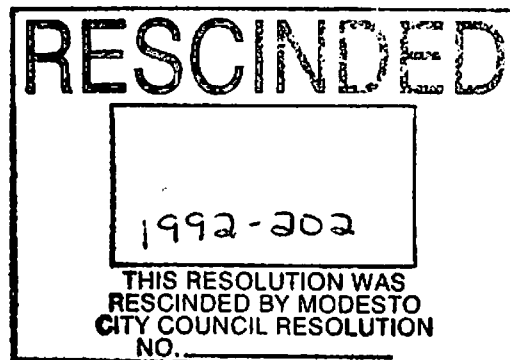
WHEREAS, a Conflict of Interest Code for the Parking and Traffic
Department of the City of Modesto was approved by Modesto City Council
Resolution No. 77-485 pursuant to Modesto City Council Resolution No. 77-27,
as superseded by Resolution No. 84-203, designating the agencies of the City
of Modesto required to adopt a Conflict of Interest Code, and

WHEREAS, due to changed circumstances said Code has been previously
amended by Modesto City Council Resolution No. 80-71, and

WHEREAS, due to additional changed circumstances said Code should be
further amended, and

WHEREAS, the Council held a public hearing on April 17, 1984, to
consider the proposed amendment,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that Exhibit "A" of the Conflict of Interest Code of the Parking and Traffic
Department of the City of Modesto is hereby amended, as attached hereto, to
add Parking and Traffic Superintendent, and to delete Administrative Assistant
(Parking and Traffic), said amendments to be effective upon the adoption of
this resolution.



The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of April, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN E. JOHNSON, City Attorney

EXHIBIT "A"

Designated Positions

Civil Engineering Technician II and III

Director of Parking and Traffic

Parking & Traffic Superintendent

Transit Manager

MODESTO CITY COUNCIL
RESOLUTION NO. 84-210

A RESOLUTION AMENDING THE CONFLICT OF INTEREST CODE OF THE
FIRE DEPARTMENT OF THE CITY OF MODESTO.

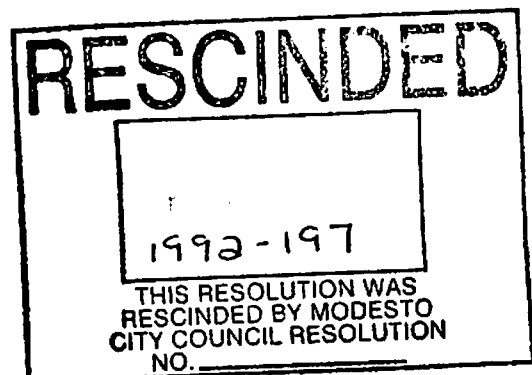
WHEREAS, a Conflict of Interest Code for the Fire Department of the
City of Modesto was approved by Modesto City Council Resolution No. 77-484
pursuant to Modesto City Council Resolution No. 77-27, as superseded by
Resolution No. 84-203, designating the agencies of the City of Modesto
required to adopt a Conflict of Interest Code, and

WHEREAS, due to changed circumstances said Code has been previously
amended by Modesto City Council Resolution No. 81-444, and

WHEREAS, due to additional changed circumstances said Code should be
further amended, and

WHEREAS, the Council held a public hearing on April 17, 1984, to
consider the proposed amendment,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that Exhibit "A" of the Conflict of Interest Code of the Fire Department of
the City of Modesto is hereby amended, as attached hereto, to add Fire
Lieutenant (Deputy Fire Marshal), with Disclosure Categories 1 and 2, said
amendment to be effective upon the adoption of this resolution.



The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of April, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

EXHIBIT "A"

Designated Positions

Disclosure Category

Fire Battalion Chief (Fire Marshal)	1, 2
Fire Battalion Chief (Operations)	1, 2
Fire Battalion Chief (All others)	2
Fire Chief	1, 2
Fire Lieutenant (Deputy Fire Marshal)	1, 2
Inspectors	2

MODESTO CITY COUNCIL
RESOLUTION NO. 84-211

A RESOLUTION AMENDING THE CONFLICT OF INTEREST CODE OF THE
PARKS AND RECREATION DEPARTMENT OF THE CITY OF MODESTO.

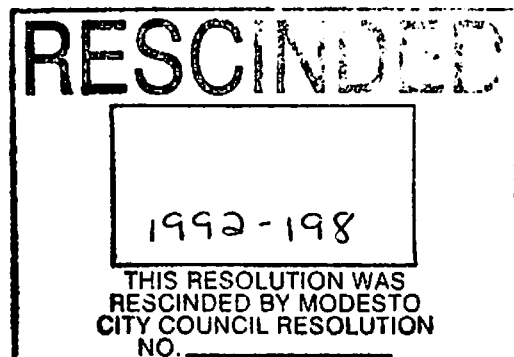
WHEREAS, a Conflict of Interest Code for the Parks and Recreation
Department of the City of Modesto was approved by Modesto City Council
Resolution No. 77-486 pursuant to Modesto City Council Resolution No. 77-27,
as superseded by Resolution No. 84-203, designating the agencies of the City
of Modesto required to adopt a Conflict of Interest Code, and

WHEREAS, due to changed circumstances said Code has been previously
amended by Modesto City Council Resolutions No. 78-382, 79-43, and 80-836, and

WHEREAS, due to additional changed circumstances said Code should be
further amended, and

WHEREAS, the Council held a public hearing on April 17, 1984, to
consider the proposed amendment,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that Exhibit "A" of the Conflict of Interest Code of the Parks and Recreation
Department of the City of Modesto is hereby amended, as attached hereto, to
add Historical Buildings Supervisor, with Disclosure Category 2, said
amendment to be effective upon the adoption of this resolution.

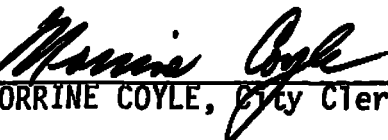


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of April, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:


By 
EWEYN E. JOHNSON, City Attorney

EXHIBIT "A"

Designated PositionsDisclosure Category

Administrative Analyst	2
Arborist	2
Assistant Director of Parks and Recreation	1, 2
Director of Parks and Recreation	1, 2
Historical Buildings Supervisor	2
Landscape Designer	2
Museum Supervisor	2
Parks Superintendent	1, 2
Recreation Superintendent	1, 2
Recreation Supervisor	2
Park Maintenance Supervisor II	2
Park Maintenance Supervisor I	2

MODESTO CITY COUNCIL
RESOLUTION NO. 84-212

A RESOLUTION RESCINDING THE PUBLIC WORKS DEPARTMENT
CONFLICT OF INTEREST CODE OF THE CITY OF MODESTO.

WHEREAS, a Conflict of Interest Code for the Public Works Department
of the City of Modesto was approved by Modesto City Council Resolution No.
77-489 pursuant to Resolution No. 77-27 of the City of Modesto, and

WHEREAS, because there is no longer a Public Works Department the
Council of the City of Modesto desires to rescind the Conflict of Interest
Code for the Public Works Department,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the Conflict of Interest Code for the Public Works Department of the City
of Modesto is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 17th day of April, 1984, by
Councilmember Sutton, who moved its adoption, which motion being duly seconded
by Councilmember Patterson, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-213

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO
APPROVING THE CONFLICT OF INTEREST CODE OF THE ENGINEERING
SERVICES DEPARTMENT OF THE CITY OF MODESTO.

WHEREAS, by Resolution No. 84-203, the City Council, pursuant to
Government Code Section 87300, designated the agencies of the City of Modesto
required to adopt a Conflict of Interest Code, and

WHEREAS, the Engineering Services Department as a designated agency
adopted and submitted a Code to the Council for review and approval, and

WHEREAS, the Council held a public hearing on April 17, 1984, to
consider and review said Code,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the Conflict of Interest Code of the Engineering Services Department of
the City of Modesto as submitted is hereby approved.

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 17th day of April, 1984, by
Councilmember Sutton, who moved its adoption, which motion being duly seconded
by Councilmember Patterson, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By ELWYN L. JOHNSON, City Attorney
041784

CA76

Notice and Hearing Requirements

Designated Positions and Disclosure Categories

I, Alfred Kaufman, being the Director
(position or title)

and head of the Engineering Services Department declare
(name of agency)

that the review and preparation of the Conflict of Interest Code of the
Engineering Services Department was carried out under
(name of agency)

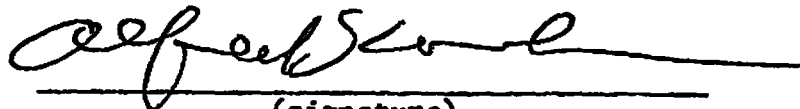
procedures which guaranteed to employees
(officers, employees, members and/or consultants)
of the Engineering Services Department and to
(name of agency)

residents of the City of Modesto adequate notice and fair opportunity to present
their views. I further state that all positions in or on the _____
(name of agency)

Engineering Services Department which involve the making or partici-
pation in the making of decisions which may foreseeably have material effect on
any financial interest have been listed as designated positions in the Conflict
of Interest Code of the Engineering Services Department
(name of agency)

and that the disclosure categories listed in said Conflict of Interest Code
differentiate between designated positions with different powers and responsibilities.

Dated March 14, 1984

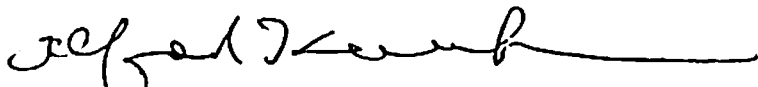

(signature)
Alfred Kaufman

RECORD OF ACTION

CONFLICT OF INTEREST CODE
OF THE
DEPARTMENT OF ENGINEERING SERVICES

OF THE
CITY OF MODESTO

The above-named agency hereby submits the attached Conflict of Interest Code to the City Council of the City of Modesto as code reviewing body for such agency.



(signature)

Director of Engineering Services

(official capacity)

Received on behalf of the City Council as the code reviewing body for the above-named agency.

Date: 3-16-84



NORRINE COYLE, City Clerk

The attached Conflict of Interest Code, having been submitted by the above-named agency, was approved by Resolution No. _____ of the City Council of the City of Modesto on _____, to be effective January 30, 1977. (date)

Other action, (if any):

Date: _____

NORRINE COYLE, City Clerk

CONFLICT OF INTEREST CODE
OF THE
Department of Engineering Services
OF THE
CITY OF MODESTO

Section 100. Introduction. Pursuant to the provisions of Government Code Sections 87300, et seq., the Department of Engineering Services of the City of Modesto hereby adopts the following Conflict of Interest Code.

Section 200. Designated Positions. The Positions listed in Exhibit "A" are designated positions. Officers and employees holding these positions are designated employees and are deemed to make or participate in the making of decisions which may foreseeably have a material effect on a financial interest.

Section 300. Disclosure Statements. A designated employee shall be assigned to one or more of the disclosure categories set forth in Exhibit "B". Each designated employee shall file an annual statement disclosing that employee's interest in investments, real property, and income designated as reportable under the category to which the employee's position is assigned in Exhibit "B".

Section 400. Place and Time of Filing.

(a) All designated employees required to submit a statement of economic interests shall file the original with the Director of the Engineering Services Department

(b) The Director of the Engineering Services Department who receives the statement of financial interest shall make and retain a copy and forward the original to the City Clerk.

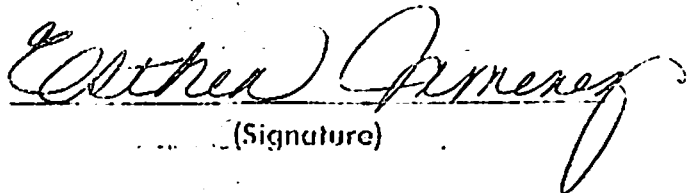
COUNTY OF Stanislaus
STATE OF CALIFORNIA

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am the printer and principal clerk of the publisher of THE MODESTO BEE, printed and published in the City of Modesto, County of Stanislaus, State of California, daily, for which said newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of Stanislaus, State of California, under the date of February 25, 1951, Action No. 46453; that the notice of which the annexed is a printed copy, has been published in each issue thereof and not in any supplement thereof on the following dates, to wit:

February 25, 1984

I certify (or declare) under penalty of perjury that the foregoing is true and correct and that this declaration was executed at Modesto, California, on February 25, 1984.

(Date)


(Signature)

NOTICE OF PUBLIC HEARINGS
Notice is hereby given that the following agencies of the City of Modesto will each hold a public hearing at 9:00 a.m., March 14, 1984, in the respective offices at City Hall, 601 11th Street, Modesto, Cal., to consider adoption of a conflict of interest code pursuant to California Government Code Section 87300, et. seq.
Engineering Services Department
Management Services Department
Utility Services Department
A copy of each agency's proposed conflict of interest code is on file in the office of the agency and is available for inspection at City Hall from 7:30 a.m. to 5:00 p.m., Monday through Friday.
Heather Coyle
City Clerk
February 25, 1984

Exhibit A

<u>Designated Positions</u>	<u>Disclosure Category</u>
Associate Civil Engineer	1, 2, 3, 4(n)
Building Inspector I	4(f)
Building Inspector II	4(f)
Building Inspector II (Commercial Plan Checker)	1, 2, 3, 4f
Chief Building Official	1, 2, 3, 4(n)
Civil Engineering Tech. III (C.A.O.)	4(f)
Civil Engineering Tech. III (Sdw. Program)	4(f)
Construction Inspector	4(f)
Director of Engineering Services	1, 2, 3, 4(n)
Plan Review Engineer	1, 2, 3, 4(a), 4(b), 4(f)
Senior Building Inspector	1, 2, 3, 4(a), 4(b), 4(f)
Supervising Building Inspector	1, 2, 3, 4(a), 4(b), 4(f)
Supervising Construction Inspector	1, 2, 3, 4(a), 4(b), 4(f)

Disclosure Categories

An investment, interest in real property, or income is reportable if the business entity in which the investment is held, the interest in real property, or the income or source of income may foreseeably be affected materially by any decision made or participated in by the designated employee by virtue of the employee's position.

Group 1

Designated employees in this group shall report all interests in real property within the jurisdiction.

Use form titled, "Interests in Real Property."

Group 2

Designated employees in this group shall report all investments and interests in real property within the jurisdiction held by business entities controlled by the employee.

Use form titled, "Investments and Interests in Real Property Held by Business Entities You Control."

Group 3

Designated employees in this group shall report all income from business entities having an interest or expecting to have an interest in real property within the jurisdiction.

Use forms titled, "Income of a Business Entity in which the Designated Employee, or Spouse, Owns a 10% or Greater Interest and which provides Legal or Brokerage Services."

"Income of a Business Entity in which the Designated Employee, or Spouse, Owns a 10% or Greater Interest and which does not provide Legal or Brokerage Services."

Group 4

Designated employees in this group shall report all employment and management positions in business entities, all investments in businesses, and income or gifts from individuals or businesses:

- a. Having an interest in real property located within the jurisdiction.
- b. Doing business with the City of Modesto.

- c. Concerning aircraft or the aircraft industry
- d. Concerning automotive items or the automotive industry.
- e. Concerning building maintenance items.
- f. Concerning construction or building trades within the jurisdiction.
- g. Concerning domestic water items.
- h. Concerning electrical items.
- i. Concerning engineering items.
- j. Concerning sewerage items, wastewater treatment items, or obtaining sewer service from the City of Modesto.
- k. Concerning title companies, financial consultants, or engineering consultants.
- l. Concerning solid waste, garbage or noise control items within the jurisdiction.
- m. Concerning signs or advertising trades within the jurisdiction.
- n. All of the above.

Use forms titled, "Investments:", "Gifts", "Income (Other than Gifts)", "Employment and Management Positions in Business Entities."

NOTES:

- 1. "Jurisdiction" shall mean within the City of Modesto except real property shall be deemed to be "within the Jurisdiction" if the property or any part of it is located within or not more than two miles outside the boundaries of the City of Modesto or within two miles of any land owned or used by the City of Modesto.
- 2. Income from a public agency need not be disclosed.
- 3. Designated employees shall submit a form titled, "Statement of Economic Interests for Designated Employees," attached to the forms set forth in Group 1 through Group 4 above as apropos.

MODESTO CITY COUNCIL
RESOLUTION NO. 84-214

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR FURNISHING JANITORIAL SERVICES AT AMERICAN LEGION
HALL

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

SECTION 1. The plans and specifications for the purchase of janitorial
services at American Legion Hall

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on May 8, 1984, at 3:05 p.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 17th day of April, 19 84,
by Councilmember Lang, who moved its adoption, which motion
being duly seconded by Councilmember Whiteside, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-215

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR FURNISHING ANNUAL REQUIREMENTS OF STREET NAME SIGNS

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

SECTION 1. The plans and specifications for the purchase of annual requirements of street name signs copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on May 8, 1984, at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of April, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-216

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR FURNISHING EMERGENCY BREATHING EQUIPMENT

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

SECTION 1. The plans and specifications for the purchase of emergency breathing equipment

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on May 8, 1984, at 3:10 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of April, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-217

A RESOLUTION ACCEPTING THE BID OF GEORGE REED, INC. FOR THE RESURFACING OF NEECE DRIVE FROM ROUSE AVENUE TO TUOLUMNE BOULEVARD

WHEREAS, Resolution No.84-160, adopted by the Council of the City of Modesto on March 27, 1984 , approved the plans and specifications for the resurfacing of Neece Drive from Rouse Avenue to Tuolumne Boulevard and authorized the calling for bids; and

WHEREAS, the bids received for the resurfacing of Neece Drive from Rouse Avenue to Tuolumne Boulevard were opened at 11:05 a.m. on April 10, 1984 , and later tabulated by the Director of Engineering for the consideration of the Council; and

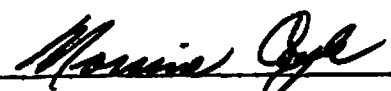
WHEREAS, the Director of Engineering has recommended that the bid of George Reed, Inc. in the amount of \$36,896 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of George Reed, Inc. in the amount of \$36,896 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of April , 1984 , by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:



NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-218

A RESOLUTION ACCEPTING THE BID OF THREE RIVERS CONSTRUCTION FOR STRENGTHENING OF WATER SYSTEM ON BODEM STREET BETWEEN DOWNEY AND EAST MORRIS AVENUE

WHEREAS, Resolution No. 84-143 adopted by the Council of the City of Modesto on March 20, 1984, approved the plans and specifications for the strengthening of water system on Bodem Street between Downey and East Morris Avenue and authorized the calling for bids; and

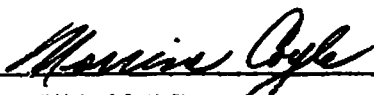
WHEREAS, the bids received for the strengthening of water system on Bodem Street between Downey and East Morris Avenue were opened at 11:00 a.m. on April 10, 1984, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Three Rivers Construction in the amount of \$51,506 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Three Rivers Construction in the amount of \$51,506 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of April, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: 
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-219**

A RESOLUTION ACCEPTING THE DRILLING, CASING, TESTING AND DEVELOPMENT OF WELL NO. 49 AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering that the drilling, casing, testing and development of Well No. 49

has been completed by Osterberg & Stewart

in accordance with the contract agreement dated February 14, 1984.

NOW, THEREFORE, BE IT RESOLVED that the drilling, casing, testing and development of Well No. 49

be accepted from said contractor, Osterberg & Stewart;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$23,013.20 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of April, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-220

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF WILLIAM C. BRIGGS FROM THE H.C.D.A. REHABILITATION LOAN POOL SUBCOMMITTEE, SEAT 2

WHEREAS, William C. Briggs was appointed a member of the H.C.D.A. Rehabilitation Loan Pool Subcommittee on December 27, 1983; and

WHEREAS, William C. Briggs has tendered his resignation from the H.C.D.A. Rehabilitation Loan Pool Subcommittee, effective March 30, 1984.


NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the resignation of William C. Briggs from the H.C.D.A. Rehabilitation Loan Pool Subcommittee, Seat 2, be, and hereby is accepted with regret.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of April, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-221

A RESOLUTION REJECTING APPLICATION FOR LEAVE TO PRESENT LATE CLAIM ON BEHALF OF CLAIMANT J. RUSSELL BROWN, JR., RECEIVED IN THE OFFICE OF THE CITY CLERK, CITY OF MODESTO

WHEREAS, an application for leave to present late claim by J. Russell Brown, Jr., against the City of Modesto was received on April 9, 1984, in the office of the City Clerk.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the application for leave to present late claim by J. Russell Brown, Jr., against the City of Modesto, received on April 9, 1984, in the office of Norrine Coyle, City Clerk, City of Modesto, is hereby rejected.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of April, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-222

A RESOLUTION APPROVING WAGE INCREASES FOR STORER TRANSIT SYSTEMS, INC.'S DIAL-A-RIDE DISPATCHERS AND DRIVERS.

WHEREAS, on May 24, 1983, the City of Modesto entered into an agreement with Storer Transit Systems, Inc. pursuant to which Storer Transit Systems, Inc. operates a Dial-A-Ride system for the City, and

WHEREAS, paragraph 12(c) of said agreement provides that Storer Transit Systems, Inc. must obtain approval from the City of Modesto prior to granting any wage/benefit increases to its Dial-A-Ride employees, and

WHEREAS, Storer Transit Systems, Inc. has requested approval for wage increases for its Dial-A-Ride dispatchers and drivers, and

WHEREAS, it has been determined that the requested wage increases are reasonable,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby approve the proposed wage increases, as requested by Storer Transit, Inc. and shown on Exhibit "A attached hereto and made a part hereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of April, 1984, by Councilmember Lang, who moved its adoption, which motion

being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

STORER TRANSIT SYSTEMS

3519 McDonald Ave. • Modesto, CA 95351 • (209) 521-8250

January 5, 1984

DIAL-A-RIDE WAGE SCALE

	<u>CURRENT</u>	<u>PROPOSED</u>
0-6 Months (Probation Period)	\$5.00	\$5.20
6 Months - 1 Year	\$5.25	\$5.45
1 Year - 2 Years	\$5.50	\$5.70
2 Years - 3 Years	\$5.75	\$5.95
3 Years - 4 Years	\$6.00	\$6.20
4 Years and Over	\$6.25	\$6.45

DISPATCHER

0-1 Year (Probation Period)	\$5.00	\$5.20
1 Year - 2 Years	\$5.50	\$5.70
2 Years - 3 Years	\$5.75	\$5.95
3 Years and Over	\$6.00	\$6.20

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-223**

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER REDUCING
DIAL-A-RIDE FARES**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that May 22, 1984, at 7:30 P.M. in the Council Cham-
bers, City Hall, 801 Eleventh Street, Modesto, California, is hereby
set as the time and place for consideration of a possible reduction
in Dial-A-Ride fares.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 17th. day of
April, 19 84, by Councilmember Lang, who
moved its adoption, which motion being duly seconded by Councilmember
Whiteside, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-224

A RESOLUTION SETTING PERFORMANCE CRITERIA FOR THE CITY OF MODESTO'S DIAL-A-RIDE SYSTEM AND RECOMMENDING THAT THE CRITERIA BE ADOPTED BY THE STANISLAUS AREA ASSOCIATION OF GOVERNMENTS.

WHEREAS, this Council has authorized switching the funding of the City of Modesto's Dial-A-Ride system from Article 4 to Article 8 of the State Transportation Development Act, and

WHEREAS, Article 8 of the Transportation Development Act requires that the City's Dial-A-Ride operations must either meet Article 4 farebox ratios or be subject to performance criteria established by the Stanislaus Area Association of Governments, and

WHEREAS, this Council is desirous that such performance criteria be established,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby establish the following performance criteria for the City's Dial-A-Ride system:

The system shall attain either of the following during any two consecutive fiscal years:

- A 10% farebox revenue to operating expense ratio; or
- Carry an average of four passengers per vehicle service hour.

BE IT FURTHER RESOLVED that the City Council requests the Stanislaus Area Association of Governments to adopt the above performance criteria for the City of Modesto's Dial-A-Ride system under Article 8 of the State Transportation Development Act.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of April, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-225**

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER MODIFYING THE BUS BENCH FRANCHISE TO INCLUDE THE FRANCHISEE, FRANK IMBURG, AND HIS WIFE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that May 22, 1984, at 7:30 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of modifying the bus bench franchise to include the franchisee, Frank Imburg, and his wife.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of April, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-226

A RESOLUTION ESTABLISHING A CHARTER SERVICE POLICY FOR
INTRACITY TRANSIT.

WHEREAS, occasionally the City of Modesto's Intracity Transit system
receives requests to provide charter service, and

WHEREAS, it is desirable to establish a policy to govern such
requests,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that it does hereby establish the following policy for providing charter
service by the City of Modesto's Intracity Transit system:

1. Intracity Transit buses cannot be used for charter
service except in last resort cases and when
Intracity Transit buses are available.
2. Requestors for such service must document that they
are unable to secure such service from private
carriers.
3. Intracity Transit buses cannot provide charter
service outside the Intracity Transit service area.
4. The rates for Intracity Transit charter service shall
be 115% of the average of the three lowest rates
currently charged by private carriers in Stanislaus
County.

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 17th day of April,

1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-227**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
H. WENDELL MOUNCE & ASSOCIATES FOR THE SCHEMATIC DESIGN PHASE OF THE NEW POLICE
BUILDING**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and H. Wendell Mounce
& Associates for the schematic design phase of the new Police building

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 17th day of
April, 19 84, by Councilmember Lang,
who moved its adoption, which motion being duly seconded by Council-
member Whiteside, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84- 228

A RESOLUTION COMMENDING THE MODESTO POLICE RESERVES FOR CONTRIBUTIONS TO THE COMMUNITY WELFARE AND SAFETY.

WHEREAS, the Modesto Police Reserves contribute numerous hours each year to the City of Modesto assisting the Police Department in protecting the health, safety and welfare of its citizens, and

WHEREAS, there are approximately thirty (30) officers in the organization, private citizens from all walks of life, who devote many hours of their own time to the Modesto Police Department, apart from their employment or business, without any pay whatsoever, and

WHEREAS, the Modesto Police Reserves work constantly with the Modesto Police Department, performing whatever duties may be requested in the way of enforcing laws, searching for missing persons, apprehending escaped convicts, aiding during times of disaster, and helping with various community activities taking place in the City, and

WHEREAS, during the year 1983 alone, the Police Reserves served a total of Nine Thousand Three Hundred and Fifty-Eight (9,358) man-hours of time for the Modesto Police Department,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that each and every man and woman serving with the Modesto Police Reserves be commended for their untiring work in the organization which so greatly contributes to the health, safety and general welfare of our community.

BE IT FURTHER RESOLVED that duly authenticated copies of this resolution be presented to those officers who devoted so many of their personal hours to the Police Reserves during 1983, in recognition of performance of outstanding service to the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of April, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-229**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND HEWLETT PACKARD FOR MAINTENANCE OF WATER AUTOMATION DATA LOGGER, SYSTEM 9845B, LOCATED IN THE UTILITY SERVICES, WATER PRODUCTION DIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Hewlett Packard for maintenance of the water automation data logger, System 9845B, located in the Utility Services, Water Production Division, for \$6,672 per year

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of April, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-230**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
THE MODESTO HIGH SCHOOL DISTRICT CONCERNING TENNIS COURTS AT MODESTO HIGH SCHOOL**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and the Modesto High
School District providing for the construction, use and maintenance of four tennis
courts at Modesto High School

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 24th day of
April, 1984, by Councilmember Sutton,
who moved its adoption, which motion being duly seconded by Council-
member Whiteside, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Sutton, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang, Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-231

A RESOLUTION DENYING THE REQUEST OF STEVEN EUGENE LAWRY FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE FIVE (5) TAXICABS IN THE CITY OF MODESTO.

WHEREAS, Steven Eugene Lawry, proposing to do business as City Cab Company, has filed an application, dated March 22, 1984, for Certificates of Public Convenience and Necessity to operate five (5) taxicabs in the City of Modesto, and

WHEREAS, a public hearing was set by the City Council for April 24, 1984, at 7:30 p.m. in the Council Chambers in the City Hall, located at 801 11th Street, Modesto, to consider said application, and

WHEREAS, the public hearing on said application has been held at said time and place, and

WHEREAS, the City Manager has caused the Director of Parking and Traffic to make an investigation and report, in writing, to the City Council on said application,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines that the public convenience and necessity does not require the operation of the additional proposed taxicab service because there are a sufficient number of taxicabs already authorized and operating in the City of Modesto.

BE IT FURTHER RESOLVED that the Council does hereby deny the application of Steven Eugene Lawry for Certificates of Public Convenience and Necessity to operate five (5) taxicabs in the City of Modesto under the name of City Cab Company.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of April, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Bright, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Sutton, Mayor Mensinger

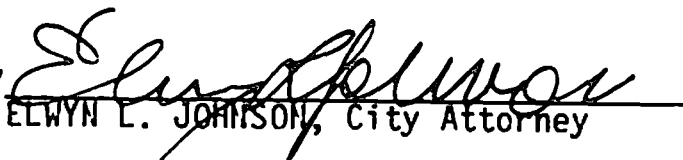
NOES: Councilmembers: Whiteside

ABSENT: Councilmembers: Lang, Patterson

ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-232

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE CONSTRUCTION OF TUDOR-WALDO-IRONSIDE SUBTRUNK
SEWER EXTENSION

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

SECTION 1. The plans and specifications for the construction of Tudor-Waldo-Ironside subtrunk sewer extension
copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on May 15, 1984, at 11:00 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of April, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Sutton, Whiteside,
Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: Lang, Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-233

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE EXTERIOR PAINTING OF THE MCHENRY MUSEUM

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

SECTION 1. The plans and specifications for the exterior painting of the McHenry Museum copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on May 15, 1984, at 11:05 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of April, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Sutton, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang, Patterson

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-234

A RESOLUTION ACCEPTING THE BID OF RODDING CLEANING SERVICES, INC. FOR THE INTERNAL REPAIR OF THE 60-INCH OUTFALL SEWER

WHEREAS, Resolution No.84-175, adopted by the Council of the City of Modesto on April 3, 1984 , approved the plans and specifications for the internal repair of the 60-inch outfall sewer and authorized the calling for bids; and

WHEREAS, the bids received for the internal repair of the 60-inch outfall sewer were opened at 11:15 a.m. on April 17, 1984 , and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Rodding Cleaning Services, Inc. in the amount of \$29,700 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Rodding Cleaning Services, Inc. in the amount of \$29,700 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of April , 1984 , by Councilmember Sutton , who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Sutton, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang, Patterson

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-235

A RESOLUTION ACCEPTING THE BID OF SPORTS SURFACING, INC. FOR THE CONSTRUCTION OF TENNIS COURTS AT MODESTO HIGH SCHOOL

WHEREAS, Resolution No. 84-163, adopted by the Council of the City of Modesto on March 27, 1984, approved the plans and specifications for the construction of tennis courts at Modesto High School and authorized the calling for bids; and

WHEREAS, the bids received for the construction of tennis courts at Modesto High School were opened at 11:10 a.m. on April 17, 1984, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Sports Surfacing, Inc. in the amount of \$151,308.34 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Sports Surfacing, Inc. in the amount of \$151,308.34 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of April, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Muratore, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Lang, Patterson

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-236

A RESOLUTION ACCEPTING THE BID OF CONCO WEST, INC. FOR THE CONSTRUCTION OF TUOLUMNE RIVER REGIONAL PARK, PHASE II

WHEREAS, Resolution No.84-161, adopted by the Council of the City of Modesto on March 27, 1984, approved the plans and specifications for the construction of Tuolumne River Regional Park, Phase II and authorized the calling for bids; and

WHEREAS, the bids received for the construction of Tuolumne River Regional Park, Phase II were opened at 11:00 a.m. on April 17, 1984, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Conco West, Inc. in the amount of \$316,784 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Conco West, Inc. in the amount of \$316,784 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of April, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Muratore, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Lang, Patterson

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-237

A RESOLUTION ACCEPTING THE BID OF BOND CONSTRUCTION FOR THE CONSTRUCTION OF PELANDALE WATERLINE, EAST OF BLUE BIRD

WHEREAS, Resolution No.84-162, adopted by the Council of the City of Modesto on March 27, 1984 , approved the plans and specifications for the construction of Pelandale waterline, east of Blue Bird and authorized the calling for bids; and

WHEREAS, the bids received for the construction of Pelandale waterline, east of Blue Bird were opened at 11:05 a.m. on April 17, 1984 , and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Bond Construction in the amount of \$33,947.75 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Bond Construction in the amount of \$33,947.75 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of April , 1984 , by Councilmember Sutton , who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Sutton, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang, Patterson

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-238

A RESOLUTION REJECTING APPLICATION FOR LEAVE TO PRESENT LATE CLAIM BY STEPHEN R. BECK, REPRESENTING PAMELA A. D'OLIMPIA

WHEREAS, an application for leave to present late claim by Stephen R. Beck, representing Pamela A. D'Olimpia, against the City of Modesto was received on April 12, 1984, in the office of the City Clerk.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the application for leave to present late claim by Stephen R. Beck, representing Pamela A. D'Olimpia, against the City of Modesto, received on April 12, 1984, in the office of Norrine Coyle, City Clerk, City of Modesto, is hereby rejected.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of April, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Sutton, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang, Patterson

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-239

A RESOLUTION APPROVING REQUEST FOR PROPOSALS TO SELECT A CONSULTANT TO CONDUCT A REGIONAL AIRPORT STUDY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Request for Proposals to select a consultant to conduct a Regional Airport Study, copies of which are on file, are hereby accepted and approved.

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized to request bids from consultants for the above named project, to be submitted to the Stockton Metropolitan Airport Administrative Offices and the Modesto City-County Airport Administrative Offices no later than 5:00 p.m., May 16, 1984. Ten (10) copies of the Statement of Qualifications should be submitted to each entity.


BE IT FURTHER RESOLVED the Airport Manager of each airport will screen the Request for Qualifications and jointly develop a list of firms which will be requested to submit detailed formal proposals.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of April, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Sutton, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang, Patterson

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-239

A RESOLUTION APPROVING REQUEST FOR PROPOSALS TO SELECT A CONSULTANT TO CONDUCT A REGIONAL AIRPORT STUDY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Request for Proposals to select a consultant to conduct a Regional Airport Study, copies of which are on file, are hereby accepted and approved.

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized to request bids from consultants for the above named project, to be submitted to the office of the City Clerk, 801 11th Street, in the City of Modesto, by May 16, 1984, 5:00 p.m., and the City Clerk is hereby directed to give notice inviting such proposals in the time, form, and manner provided by law.


BE IT FURTHER RESOLVED after the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of April, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Sutton, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang, Patterson

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-240

A RESOLUTION OF INTENTION TO VACATE AND ABANDON CALIFORNIA AVENUE BETWEEN JEFFERSON STREET AND "H" STREET AND THE 20-FOOT PUBLIC ALLEY IN BLOCK 400 OF THE CITY OF MODESTO.

WHEREAS, Modesto City Schools requested that the City of Modesto vacate and abandon the portion of California Avenue between Jefferson Street and "H" Street and the 20-foot public alley in Block 400 of the City of Modesto, and

WHEREAS, the City Council referred the request of Modesto City Schools to the Planning Commission for a report and recommendation, and

WHEREAS, the proposed abandonment has been referred to affected City departments and the local utility companies and replies have been received, and

WHEREAS, it has been determined that various utility lines are located within the street and alley rights-of-way proposed to be abandoned which necessitate the retention of public utility easements over the abandoned areas, and

WHEREAS, notices of an informal public hearing to consider the request to abandon California Avenue between Jefferson Street and "H" Street and the 20-foot public alley in Block 400, were posted in the area, and said hearing was held by the Planning Commission on November 1, 1982, and

WHEREAS, the Planning Commission by Resolution No. 82-172, adopted November 1, 1982, found and determined as follows:

1. That California Avenue between Jefferson Street and "H" Street and the 20-foot alley in Block 400 are not needed to serve present or future traffic needs in the area.
2. That retention of the 60-foot wide California Avenue right-of-way and 20-foot wide alley right-of-way as public utility easements is necessary to serve existing utility lines.

and

WHEREAS, the Planning Commission by said Resolution No. 82-172, recommended to the City Council that California Avenue between Jefferson Street and "H" Street and the alley in Block 400 be vacated and abandoned subject to the following conditions:

1. That the entire 60-foot width of California Avenue be retained as a public utility easement.
2. That the entire width of the 20-foot alley in Block 400 be retained as a public utility easement.
3. That within 90 days following final abandonment action by the City Council the Modesto High School District shall construct curb and gutter and sidewalk or other permanent barriers to be approved by the Director of Public Works across the Jefferson Street and "H" Street ends of the abandoned California Avenue right-of-way.
4. That the Modesto High School District shall have improvement plans prepared by a registered civil engineer which shall be submitted for approval by the Director of Public Works for the physical closure of California Avenue at Jefferson Street and "H" Street.
5. That prior to final abandonment action by the City Council the Modesto High School District shall agree in writing to comply with all abandonment conditions. Said agreement shall be in a form to be approved by the City Attorney,

and

WHEREAS, the Council of the City of Modesto adopted Resolution No. 82-846 on November 16, 1982, declaring its intention to vacate and abandon California Avenue between Jefferson Street and "H" Street and the 20-foot public alley in Block 400 of the City of Modesto, and

WHEREAS, said California Avenue between Jefferson Street and "H" Street and the 20-foot public alley in Block 400 of the City of Modesto to be vacated and abandoned are more particularly shown on that certain map

entitled, "Vacate and Abandon California Avenue between "H" and Jefferson Streets and Alley Block 400 LD82-1" dated October 6, 1982, which is on file in the office of the City Clerk, and

WHEREAS, said Resolution No. 82-846 was published in The Modesto Bee, the official newspaper of the City of Modesto, once each week for two (2) successive weeks prior to the hereinafter referred to hearing, and

WHEREAS, the Director of Planning and Community Development of the City of Modesto has caused notices of said proposed vacation and abandonment to be posted conspicuously along the lines of the properties proposed to be vacated and abandoned at least fourteen (14) days before the date of the hereinafter referred to hearing in the manner specified by law, and

WHEREAS, a hearing was held on Tuesday, December 7, 1982, at the hour of 4:00 o'clock p.m. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, at which time all persons interested in or objecting to the proposed vacation were afforded the opportunity to appear, and

WHEREAS, following said public hearing on December 7, 1982, the Council indicated its intention to approve the abandonment at such time as the School District was ready to proceed with the physical closure of California Avenue between Jefferson Street and "H" Street and the alley in Block 400, and

WHEREAS, by letter dated April 16, 1984, from David L. Hurlbut, on behalf of Modesto City Schools, the City has been advised that the School District is ready to proceed with the closure of California Avenue between Jefferson Street and "H" Street and the alley in Block 400, and

WHEREAS, the Council has determined that a new public hearing should be held prior to taking action to approve the abandonment of California Avenue between Jefferson Street and "H" Street and the alley in Block 400,

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

SECTION 1. The Council of the City of Modesto hereby declares its intention to vacate and abandon California Avenue between Jefferson Street and "H" Street and the 20-foot public alley in Block 400, as shown on the drawing entitled "Vacate and Abandon California Avenue between "H" and Jefferson Streets and Alley Block 400 LD82-1" dated October 6, 1982, on file in the office of the City Clerk, subject to the conditions hereinabove set forth. Said proposed vacation and abandonment is more particularly described on Exhibit "A" attached hereto, and by this reference made a part hereof as though set forth in full herein..

SECTION 2. The Council of the City of Modesto hereby elects to proceed with the proposed vacation and abandonment referred to above, pursuant to the provisions of Division 9, Part 3, of the Streets and Highways Code of the State of California.

SECTION 3. Notice is hereby given that Tuesday, May 15, 1984, at the hour of 4:00 p.m., in the Council Chambers, 801 11th Street, Modesto, California, is hereby fixed as the time and place for hearing all persons interested in or objecting to the proposed vacation and abandonment.

SECTION 4. The City clerk is hereby directed to cause to be published in full in The Modesto Bee, the official newspaper of the City of Modesto, the date, place and hour of said hearing once each week for two (2) successive weeks before the date set for said hearing.

SECTION 5. The Director of Planning and Community Development is hereby directed to cause notices of the proposed vacation and abandonment of California Avenue between Jefferson Street and "H" Street and the 20-foot public alley in Block 400, to be posted conspicuously along the line of said street and public alley proposed to be vacated and abandoned at least fourteen (14) days before the date set for the hearing. At least three (3) such notices shall be posted. Such notices shall state the passage of this Resolution of Intention, the time and place for the hearing, and shall describe the street and alley rights-of-way proposed to be abandoned.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of April, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang, Patterson

(SEAL)

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By *J. Christopher*
Engineering Services Department
J. Christopher, City Engineer

VACATE AND ABANDON CALIFORNIA AVENUE BETWEEN "G" AND JEFFERSON STREETS AND ALLEY
IN BLOCK 400

All that real property in the State of California, County of Stanislaus, City of Modesto, being a portion of Blocks 338 and 400 of the CITY OF MODESTO, as per map filed December 21, 1942 in Volume 15 of Maps, Stanislaus County Records, described as follows:

PARCEL 400-1 (CALIFORNIA AVENUE ABANDONMENT)

Beginning at the Northwestern corner of said Block 338, said corner being on the Eastern line of 80.00 foot South Jefferson Street; thence along said Eastern line of South Jefferson Street, North $00^{\circ} 08' 53''$ West, 59.66 feet, to the Southwestern corner of said Block 400; thence along the Southern line of Block 400, said line also being the Northern line of California Avenue, South $88^{\circ} 17' 23''$ East, 336.52 feet, to a point on the Northwestern line of "H" Street; thence along said Northwestern line of "H" Street, South $48^{\circ} 32' 43''$ West, 87.56 feet, to a point on the Northern line of Block 338, said point being the most Northwesterly corner of right of way conveyed to the City of Modesto by Deed recorded March 5, 1973, as Instrument 37471, Stanislaus County Records; thence along said Northern line of Block 338 and the Southern line of California Avenue, North $83^{\circ} 14'$ West, 270.72 feet, to the point of beginning.

Reserving all of the above as a Public Utilities Easement.

PARCEL 400-2 (ALLEY ABANDONMENT)

Beginning at the Northwestern corner of Lot 28 in said Block 400, said corner being on the Eastern line of 80.00 foot South Jefferson Street; thence along said Eastern line of South Jefferson Street, North $00^{\circ} 30'$ East, 20.00 feet, to the Southwestern corner of Lot 1 in Block 400; thence along the Northern line of the East-West 20.00 foot alley in Block 400, and along the Southern line of Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13 and 14 in Block 400, South $88^{\circ} 17' 23''$ East, 350.00 feet, to the Western line of 80.00 foot South Washington Street; thence along said Western line of South Washington Street, South $00^{\circ} 30'$ West, 20.00 feet, to the Northeastern corner of Lot 15 in Block 400; thence along the Southern line of said 20.00 foot East-West alley in Block 400 and the Northern line of Lots 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27 and 28 in Block 400, North $88^{\circ} 17' 23''$ West, 350.00 feet, to the point of beginning.

Reserving all of the above as a Public Utilities Easement.

MODESTO CITY COUNCIL
RESOLUTION NO. 84-241

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER BUYING TWO BUSES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that June 5, 1984, at 4:00 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of the purchase of two buses .

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of April, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Muratore, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Lang, Patterson

ATTEST:


NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-242**

A HOLD HARMLESS

**A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
JOHNSTOWN PROPERTIES FOR A COMMUNITY CRIME PREVENTION FAIR TO BE HELD MAY 5 AND 6, 1984**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
hold harmless
that the/agreement between the City of Modesto and Johnstown Properties,
owner of McHenry Village, for a Community Crime Prevention Fair to be held May 5
and 6, 1984 at McHenry Village in the building formerly occupied by Turner's
Hardware
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 24th day of
April, 1984, by Councilmember Sutton,
who moved its adoption, which motion being duly seconded by Council-
member Whiteside, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES:	Councilmembers:	Bright, Muratore, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Lang, Patterson

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-243**

AN UPDATED

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND UNDERGROUND SERVICE ALERT (USA) TO PROVIDE A ONE-CALL SERVICE TO ANYONE WISHING TO EXCAVATE AND LOCATE UNDERGROUND INSTALLATIONS

BE IT HEREBY RESOLVED by the Council of the City of Modesto
updated
that the/ agreement between the City of Modesto and Underground Service Alert (USA) to provide a one-call service to anyone wishing to excavate and locate underground installations

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of April, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: Lang, Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-244

A RESOLUTION APPROVING THE FINAL MAP OF THE
ROSEGATE TOWNHOUSES NO. 3
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, First Interstate Bank of California and Rosegate
Homeowners Association is/are possessed of a tract of land
situate in the City of Modesto, County of Stanislaus, consisting of 1.549 acres,
known as the Rosegate Townhouses No. 3 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the City
Planning Commission on the 20th day of June, 1983, and

WHEREAS, the Secretary of the Planning Commission of the City of
Modesto has certified that the final map of said tract substantially conforms to
the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that
the final map of said Rosegate Townhouses No. 3 Subdivision
meets all of the provisions of the California Subdivision Map Act and the provisions
of the Modesto Municipal Code relating to subdivisions, and that the map is
technically correct, and

WHEREAS, all public improvements required by the City of Modesto have
been completed in said tract,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that said final map be approved; that the improvements completed in said tract be
accepted; that the streets, alleys and easements as shown thereon within the
boundaries of said tract be accepted on behalf of the public for public use; and
that the City Clerk be authorized to certify the map of said tract on behalf of
the City of Modesto after the fees and deposits required by the Modesto Municipal

Code in amounts determined by the City Engineer have been paid.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of April, 19 84, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang, Patterson

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-245

A RESOLUTION ACCEPTING IMPROVEMENTS IN JOHN KRISTIAN JOHANSEN ESTATES AND
AUTHORIZING RELEASE OF CERTIFICATES OF DEPOSIT

WHEREAS, Stanislaus County Housing Authority, subdividers of John Kristian Johansen Estates, have filed Certificates of Deposit for faithful performance and labor and materials in the amount of \$137,000 and \$100,000 respectively to guarantee improvements in John Kristian Johansen Estates; and

WHEREAS, the Director of Public Works in a memorandum dated April 10, 1984, indicates that all work required by the subdivision agreement has been completed to the satisfaction of the Public Works Department; and


WHEREAS, the Director of Public Works has indicated that it would be in order for the City Council to accept the improvements in said subdivision as complete and authorize the City Clerk to file notice of completion and release the Certificates of Deposit upon expiration of the statutory period.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto:

1. The improvements in John Dristian Johansen Estates Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Certificate of Deposit for faithful performance in the amount of \$137,000 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the Certificate of Deposit for labor and materials in the amount of \$100,000 upon expiration of the statutory period.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of April, 1984 by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Sutton, Whiteside,
Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: Lang, Patterson

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-246

A RESOLUTION REVISING THE POSITION CLASSIFICATION PLAN
FOR THE CITY OF MODESTO.

WHEREAS, a Position Classification Plan for the City of Modesto was adopted by Modesto City Council Resolution No. 67-77 pursuant to Rule 2 of the Personnel Rules and Regulations of the City of Modesto, and

WHEREAS, the City Manager has recommended to the Council amendments to the Position Classification Plan, and

WHEREAS, Rule 2.2 of the City of Modesto Personnel Rules provides that revisions to the Classification Plan shall be effective upon adoption of resolution of the City Council,

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

SECTION 1. CLASSIFICATION ABOLISHED. The Position Classification Plan of the City of Modesto is hereby amended to abolish the following classification:

Senior Planner

SECTION 2. CLASSIFICATIONS CREATED. The Position Classification Plan of the City of Modesto is hereby amended to create the following new classifications:

Assistant to the City Manager

Principal Planner

The specifications for the classifications created, as shown on the attached Exhibits "A" and "B", which are hereby made a part of this resolution by reference, are hereby approved and made a part of the Position Classification Plan of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of April, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Sutton, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang, Patterson

ATTEST:


NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By


ELWYN L. JOHNSON, City Attorney

ASSISTANT TO THE CITY MANAGER

DEFINITION

Under direction of the City Manager, performs special projects and assignments; coordinates the development of a the Community Center; coordinates the development of Cable Television (CATV); represents the City at other inter-governmental boards, commissions and committees; and does other related work as required.

EXAMPLES OF DUTIES

Conducts regular and special studies including the collection of data, analysis and summary of results and interpretation and evaluation of findings; provides economic and statistical analysis and makes recommendations; makes written and oral reports as completed staff work; attends Stanislaus Area Association of Governments (SAAG) and other inter-governmental, City Council, Commission, and committee meetings, as assigned; coordinates the long-range development of a Community Center in the downtown area of the City of Modesto; serves as liaison between the City Manager's office and all interested parties in the planning, financing, developing and first phase construction; coordinates the long-range development of Cable Television (CATV); serves as liaison between the City and interested parties in the planning and implementation of an expansion of CATV services; as assigned, performs follow-up on the Capital Improvement Program (CIP); may train and supervise subordinate personnel.

SPECIAL REQUIREMENTS

Incumbents will be required to file a Statement of Economic Interests.

Possession of an appropriate license issued by the California Department of Motor Vehicles.

Those appointed shall serve a twelve (12) month probation. Satisfactory performance and recommendation of the City Manager is required for regular status.

EMPLOYMENT STANDARDS

Knowledge of:

Principles of organization, administration, and management;
Local, state and federal governmental structure and process;
Theory, principles, and practices of urban planning;
Sources of information regarding municipal administration
problems and methods;
Public finance and budgeting;
Completed staff work in oral and written presentations;
Principles of training and supervision.

and

Exhibit "A"

Ability to:

Prepare completed staff work for oral and written presentations;
Effectively communicate through oral and written presentations;
Organize, conduct, and present the results of research studies;
Analyze and interpret factual data;
Collect, tabulate, organize and present economic, environmental,
demographic and other facts and statistics;
Set priorities and structure time;
Work and control sensitive, confidential information;
Adapt with flexibility to change;
Establish and maintain cooperative relationships with those
contacted during the course of work.

and

Experience and education:

Any combination of experience and education equivalent to graduation from an accredited college or university with a Bachelor's degree and five (5) years of public management experience.

(At the time of selection, preference will be given to those who have served in an administrative or professional capacity with a California local governmental agency.)

PRINCIPAL PLANNER

DEFINITION:

Under general direction, to plan, lay-out, and supervise the operations of the current planning section of the Planning and Community Development Department; to perform the more difficult and complex planning studies; to oversee the training and development of technical personnel; in the absence of the department head, assumes all responsibilities as Acting Director of Planning and Community Development; and to do related work as required.

EXAMPLES OF DUTIES:

Plans, supervises, reviews, and evaluates the work of personnel assigned to the current planning section; oversees the training and development of technical personnel assigned to this section; establishes and maintains liaison on planning matters with State, regional, and county agencies; prepares and makes presentations before the City Council, Planning Commission, Board of Zoning Adjustment, Local Agency Formation Commission, and related boards and commissions; represents the department before public agencies, business and civic groups; performs difficult and complex professional planning work; supervises and may participate in preparation of special planning studies and technical reports; confers with architects, engineers, developers, consultants, and the general public concerning planning and zoning matters.

SPECIAL REQUIREMENTS:

Possession of an appropriate operator's license issued by the California Department of Motor Vehicles within one month of appointment.

Incumbents will be required to file a Statement of Economic Interests.

Those appointed shall serve a twelve (12) month probation. Satisfactory performance and recommendation of the department head is required for regular status.

EMPLOYMENT STANDARDS:

Knowledge of:

Principles of organization, administration and management;
Local, state and federal governmental structure and process;
Theory, principles and practices of urban planning;
State, county and municipal laws and ordinances governing land use
and zoning;
Methods of preparing designs, plan estimates, reports, and
recommendations relating to all phases of planning municipal facilities;
Technical report writing and English composition fundamentals;
Completed staff work in oral and written presentations;
Basic statistical techniques;
Principles of training and supervision.

and

Ability to:

Plan, lay-out and evaluate the work of a staff performing current and
advance planning work;
Assist the department head in the establishment and administration of
departmental procedures and policies;
Prepare completed staff work for oral and written presentations;
Effectively communicate through oral and written presentations;
Supervise the collection, tabulation, organization and presentation of
economic, environmental, demographic and other facts and statistics;
Analyze data and evaluate facts;
Apply applicable laws and regulations to planning projects;
Organize, conduct and present major planning research studies;
Set priorities and structure time;
Work and control sensitive, confidential information;
Adapt with flexibility to change;
Establish and maintain cooperative relationships with those contacted
during the course of work.

and

Experience:

Four (4) years of experience comparable to an Assistant or Associate
Planner with the City of Modesto. (At the time of selection, preference
will be given to those who have served in a supervisory capacity with a
California local governmental agency.)

Education:

Equivalent to graduation from an accredited college or university with a
Bachelor's degree in city, urban or regional planning, or a closely
related field. (Substitution may be allowed of a Master's degree in an
appropriate field for one year of the required experience.)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-247

A RESOLUTION AMENDING EXHIBIT "G" OF RESOLUTION NO. 83-426
ENTITLED "A RESOLUTION ESTABLISHING SALARY SCHEDULES AND
FIXING COMPENSATION FOR POSITIONS IN THE CITY SERVICE."

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

SECTION 1. AMENDMENT TO RESOLUTION NO. 83-426. Exhibit "G"
entitled "City of Modesto Alphabetical Listing of Classifications in City
Service 1983-84", attached to Resolution No. 83-426, is hereby amended as
shown on the amended Exhibit "G" entitled "City of Modesto Alphabetical
Listing of Classifications in City Service 1983-84" which is attached hereto
and made a part hereof as though set forth in full herein. Said amended
Exhibit "G" adds the classifications of Assistant to the City Manager, Range
433.0, and Principal Planner, Range 432.0; and deletes the classification of
Senior Planner, Range 432.0.

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 24th day of April,
1984, by Councilmember Sutton, who moved its adoption, which motion
being duly seconded by Councilmember Whiteside, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Sutton, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang, Patterson

ATTEST:


MORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

CITY OF MODESTO
 ALPHABETICAL LISTING OF CLASSIFICATIONS IN CITY SERVICE
 1983-84
 (Effective 6-28-83, Amended 12-27-83, 1-3-84, 2-28-84, 4-24-84)

<u>Range No.</u>	<u>Title of Classification</u>	<u>Range No.</u>	<u>Title of Classification</u>
114.5	Account Clerk	N/A	Chief of Police
122.0	Accountant I	426.5	Chief of Survey Party
426.0	Accountant II	N/A	City Attorney
119.5	Accounting Technician	N/A	City Clerk and Auditor
123.0	Accounts Examiner	N/A	City Manager
426.0	Administrative Analyst	117.5	Civil Engineering Technician I
422.0	Administrative Assistant	120.5	Civil Engineering Technician II
429.0	Airport Manager	123.5	Civil Engineering Technician III
424.5	Airport Maintenance Supervisor	126.5	Civil Engineering Technician IV
116.5	Animal Control Officer I	113.5	Clerk Typist
118.5	Animal Control Officer II	713.6	Clerk Typist (Y Rate)
426.5	Arborist	413.5	Clerk Typist (Confidential)
633.0	Assistant Chief of Police	124.0	Coach Mechanic
432.0	Assistant City Attorney I	419.5	Claims Representative
435.0	Assistant City Attorney II	122.0	Code Enforcement Specialist
421.5	Assistant City Clerk	424.0	Collections Supervisor
429.0	Assistant Civil Engineer	120.5	Community Service Officer
433.0	Assistant Director of Parks & Recreation	116.5	Computer Operator
122.5	Assistant Electrician	125.0	Construction Inspector
426.0	Assistant Planner	427.0	Cost Analyst
428.0	Assistant Property Agent	123.0	Crime Analyst
124.0	Assistant Public Services Officer	114.5	Data Entry Operator
427.0	Assistant Risk Manager	429.0	Data Processing Manager
426.0	Assistant Shop Supervisor	427.0	Deputy City Attorney I
433.0	Assistant to the City Manager	429.0	Deputy City Attorney II
432.0	Associate Civil Engineer	N/A	Deputy City Manager
429.0	Associate Planner	312.0	Detective
426.0	Budget Accountant	N/A	Director of Engineering Services
122.0	Building Inspector I	N/A	Director of Finance
125.0	Building Inspector II	N/A	Director of Management Services
426.5	Building Maintenance Supervisor	N/A	Director of Parking and Traffic
120.5	Building Maintenance Worker	N/A	Director of Parks and Recreation
434.0	Chief Building Official	N/A	Director of Planning and Community Development
429.0	Chief Electrician	N/A	Director of Utility Services
		117.5	Drafting Technician

Range No.	Title of Classification	Range No.	Title of Classification
426.5	Electrical Supervisor	113.5	Laborer (Unclassified)
118.5	Electrical Technician I	426.0	Landscape Designer
120.5	Electrical Technician II	126.0	Lead Coach Mechanic
124.5	Electrician	124.0	Lead Equipment Mechanic
127.0	Engineering Computer Programmer	417.5	Legal Secretary
122.5	Equipment Crew Leader	120.5	Maintenance Mechanic
122.0	Equipment Mechanic	120.5	Maintenance Mechanic - Pumps
120.5	Equipment Operator	113.5	Maintenance Worker Trainee
119.0	Equipment Service Worker	116.5	Maintenance Worker I
118.5	Evidence and Property Specialist	118.5	Maintenance Worker II
419.5	Executive Secretary	120.5	Meter Reader Repair Worker
424.0	Executive Assistant	112.5	Microfilm & Graphics Technician
430.0	Finance Division Manager	120.5	Motor Sweeper Operator
529.0	Fire Battalion Chief	424.0	Museum Supervisor
N/A	Fire Chief	122.5	Nursery Propagator
211.0	Fire Engineer	109.5	Office Aide
123.0	Fire Equipment Mechanic	111.5	Office Clerk
210.0	Fire Fighter	122.5	Office Services Supervisor
208.0	Fire Fighter Trainee	122.5	Parking and Traffic Crew Leader
213.0	Fire Lieutenant	429.0	Parking and Traffic Superintendent
120.5	Fire Prevention Technician	120.5	Parking Meter Worker
426.0	Historical Buildings Supervisor	120.5	Parks Crew Leader
120.5	Housing Conservationist	720.5	Parks Crew Leader (Y Rate)
122.0	Housing Financial Specialist	424.5	Parks Maintenance Supervisor I
432.0	Housing Program Officer	426.5	Parks Maintenance Supervisor II
122.0	Housing Rehabilitation Specialist I	429.0	Parks Superintendent
125.0	Housing Rehabilitation Specialist II	421.5	Payroll Technician
122.0	Industrial Waste Inspector I	432.0	Personnel Manager
125.0	Industrial Waste Inspector II	421.5	Personnel Technician
116.5	Janitor	126.5	Plan Review Engineer
122.5	Janitor Supervisor	426.5	Plan Review Engineer (MGT Benefits)
126.0	Junior Civil Engineer	117.5	Planning Technician I
122.5	Laboratory Technician	120.5	Planning Technician II
041884		123.5	Planning Technician III

<u>Range No.</u>	<u>Title of Classification</u>	<u>Range No.</u>	<u>Title of Classification</u>
122.5	Plant Mechanic	115.5	Senior Microfilm & Graphics Technician
424.5	Plant Mechanical Maintenance Supervisor	416.5	Senior Personnel Clerk
632.0	Police Captain	423.5	Senior Personnel Technician
113.5	Police Clerk	115.5	Senior Police Clerk
630.0	Police Lieutenant	118.5	Senior Printing Services Operator
308.0	Police Officer (Trainee Step)	120.5	Senior Storeskeeper
310.0	Police Officer	122.5	Senior Wastewater Treatment Plant Operator
425.0	Police Records Supervisor	416.5	Senior Word Processing Technician
628.0	Police Sergeant	429.0	Shop Supervisor
429.0	Principal Management Analyst	123.5	Social Services Coordinator
432.0	Principal Planner	423.5	Social Services Coordinator (MGT Benefits)
115.5	Printing Services Operator	114.5	Stenographer Clerk
113.5	Printing Services Trainee	118.5	Storeskeeper
123.0	Programmer Analyst I	120.5	Street Trees Crew Leader
126.0	Programmer Analyst II	428.5	Supervising Building Inspector
426.0	Programmer Analyst (Finance)	428.0	Supervising Construction Inspector
430.0	Property Agent	428.0	Supervising Housing Rehabilitation Specialist
116.5	Property Control Aide		
427.0	Public Services Officer	429.0	Transit Manager
120.5	Public Works Line Worker	720.5	Tree Trimmer (Y-Rate)
424.5	Public Works Supervisor I	120.5	Tree Trimmer
426.5	Public Works Supervisor II	122.5	Tree Trimmer Crew Leader
124.0	Purchasing Assistant		
430.0	Purchasing Officer	424.5	Warehouse Supervisor
		118.5	Wastewater Treatment Plant Attendant
112.5	Receptionist	120.5	Wastewater Treatment Plant Operator
712.6	Receptionist (Y Rate)	426.5	Wastewater Treatment Plant Supervisor
429.0	Recreation Superintendent	432.0	Water Quality Control Superintendent
426.0	Recreation Supervisor	125.0	Water System Inspector
432.0	Risk Manager	422.0	Word Processing Supervisor
417.5	Risk Management Technician	114.5	Word Processing Technician
		113.5	Word Processing Trainee
117.5	Secretary		
417.5	Secretary (Confidential)	125.0	Zoning Inspector
421.5	Secretary to the City Attorney		
116.5	Senior Account Clerk		Totals: 13 City Manager, Department Heads
428.0	Senior Accountant		184 Other
126.5	Senior Building Inspector		
426.0	Senior Buyer		197
119.5	Senior Computer Operator		
419.5	Senior Legal Secretary		

MODESTO CITY COUNCIL
RESOLUTION NO. 84-248

A RESOLUTION ESTABLISHING AN APPLICATION FEE FOR
CONDUCTING AN INVESTIGATION AND DESIGNATION OF INTERSTATE
TRUCK ROUTES.

WHEREAS, Section 3-2.1302 of the Modesto Municipal Code provides for
applications for the designation of interstate truck routes, and

WHEREAS, Section 3-2.1302 of the Modesto Municipal Code also
provides for a non-refundable application fee to be established from time to
time by the Council by resolution, and

WHEREAS, the Council is desirous of establishing said non-refundable
application fee,

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of
Modesto, in accordance with the authority contained in Section 3-2.1302 of the
Modesto Municipal Code, hereby establishes a non-refundable application fee of
\$200.00 for the designation of interstate truck routes.

BE IT FURTHER RESOLVED that this resolution shall become effective
on the effective date of Ordinance No. 2252-C.S., which was introduced by
the City Council on April 24, 1984.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of April, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Sutton, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang, Patterson

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-249

A RESOLUTION COMMENDING THE CITY OF MODESTO'S NEIGHBORHOOD WATCH PROGRAM AND ITS VOLUNTEER CITIZEN PARTICIPANTS.

WHEREAS, the City of Modesto's Neighborhood Watch Program started in May 1982, and

WHEREAS, the Neighborhood Watch Program's two year experience has been successful and productive, and

WHEREAS, the Neighborhood Watch Program embodies government-citizen cooperation at its best in "working together to combat crime," and

WHEREAS, the Neighborhood Watch Program has been embraced by approximately 22,000 Modesto citizens, organized into 450 Neighborhood Watch Groups, and

WHEREAS, through donated time to the City that averages 600 hours per month, Neighborhood Watch volunteers have helped provide fingerprinting for children, have manned the City's Crime Prevention Trailer at public gatherings, have distributed a monthly newsletter, and have helped in the Police Department Crime Prevention Office, and

WHEREAS, the Neighborhood Watch Program was a substantial factor in the City of Modesto's 26.1% burglary crime rate reduction from 1982 to 1983, and

WHEREAS, the Neighborhood Watch Program has provided the Police Department with valuable information leading to the recovery of stolen property and the apprehension of criminal offenders,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby commend the City of Modesto's Neighborhood Watch Program and its volunteer citizen participants for making the Neighborhood Watch Program into an effective weapon against crime in the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-250

A RESOLUTION ADOPTING A POLICY FOR THE ALLOCATION OF FUNDS
TO YOUTH ORGANIZATIONS FOR ATHLETIC PROGRAMS.

WHEREAS, the City, as part of its budget process, annually allocates
funds to youth organizations to assist those organizations with their athletic
programs, and

WHEREAS, the Council deems it appropriate to establish a policy to
govern the allocation of said funds.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that it does hereby adopt the policy attached hereto as Exhibit A.

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 1st day of May,
1984, by Councilmember Muratore, who moved its adoption, which motion
being duly seconded by Councilmember Patterson, was upon roll call
carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Horrine Coyle*
HORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

CITY COUNCIL POLICY

Subject: Allocation of Funds to Youth Organizations for Athletic Programs.

Purpose: To Establish a Formula for Funding Youth Organizations' Athletic Programs.

Background: Annually the City, as part of its budget process, allocates funds to Youth Organizations for Athletic Programs and the City Council wants to treat all of said organizations and programs with fairness. Therefore, it is desirable to establish a formula for allocating the available funds to the youth organizations which are approved by the City Council to receive City funds for their athletic programs.

- Policy:**
1. Youth organizations authorized by the City Council to receive funding assistance shall be allocated the lessor of their request, or an amount not exceeding \$5.00 for each youth participating in their program.
 2. Any youth organization that would experience a reduction under the formula will continue to receive a level of assistance not to exceed the amount approved for fiscal year 1983-84 and will not be eligible for an increase until the formula provides a greater amount.

Exhibit A

MODESTO CITY COUNCIL
RESOLUTION NO. 84-251

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO PLANNED DEVELOPMENT ZONE, P-D(253) TO ALLOW AN ADDITIONAL USE. (FRED MALEK and WILHELM HUBER dba PAGHETTI'S)

WHEREAS, on May 1, 1984, the City Council by Ordinance No. 2253-C.S. giving approval to a project relating to an amendment to Planned Development Zone, P-D(253), to allow an additional use

_____ , and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Planned Development Zone, P-D(253) to allow an additional use

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyne*
NORRINE COYNE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84- 252

A RESOLUTION AMENDING SECTIONS 1 AND 2 OF RESOLUTION NO. 78-802 ENTITLED "A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(197)." AS PREVIOUSLY AMENDED BY RESOLUTION NOS. 80-276 AND 83-686.

WHEREAS, the City Council by Ordinance No. 1760-C.S., which was introduced on August 7, 1978, finally adopted on August 14, 1978, and which became effective on September 13, 1978, amended Section 7-3-9 of the Zoning Map to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(197), property located on the northeast corner of Standiford Avenue and San Clemente Avenue in the City of Modesto to allow a 134-unit two-story apartment complex, and

WHEREAS, City Council Resolution No. 78-802, which was adopted on August 7, 1978, approved the development plan and schedule for Planned Development Zone, P-D(197), and

WHEREAS, the City Council by Ordinance No. 1932-C.S., which was introduced on March 25, 1980, and which became effective on May 1, 1980, approved an amendment to P-D(197) to allow an 84 unit condominium project, and

WHEREAS, the City Council by Resolution No. 80-276, amended the development schedule for Planned Development Zone, P-D(197), and specified that construction shall be accomplished in one phase to begin on or before January 1, 1982, and completed not later than January 1, 1984, and

WHEREAS, by Resolution No. 81-261, adopted on December 21, 1981, the Planning Commission granted an extension of time to the development schedule to provide that construction was to begin on or before January 1, 1983, and be completed by not later than January 1, 1985, and

WHEREAS, by Resolution No.83-144, adopted on September 6, 1983, the Planning Commission recommended to the City Council that Section 7-3-9 of the Zoning Map of the City of Modesto be amended to repeal Planned Development Zone, P-D(197), to Low Density Residential Zone, R-1, property located at the northeast corner of Standiford Avenue and San Clemente Avenue, in the City of Modesto, and

WHEREAS, the City Council, by Resolution No. 83-686, adopted on October 25, 1983, amended P-D(197) to permit construction of a 120 unit two-story apartment complex, and by Resolution No. 83-687, overruled the recommendation of the Planning Commission to repeal P-D(197) and rezone to R-1, and

WHEREAS, the City Council by Ordinance No. 2221-C.S., which was introduced October 25, 1983, finally adopted November 1, 1983, and which became effective December 1, 1983, approved an amendment to P-D(197) to allow an apartment project, and

WHEREAS, a verified application for an amendment to P-D(197) was filed by C.D.S. Development, Inc. on December 16, 1984, to allow the project to be built as 120 air space condominiums, property located on the northeast corner of Standiford and San Clemente Avenues, and

WHEREAS, a public hearing was held by the Planning Commission on April 2, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, at said hearing, the Planning Commission, by its Resolution No. 84-64, found and determined that an amendment to P-D(197) is required by

public necessity, convenience and general welfare for the following reasons:

1. Conversion to condominiums will allow for owner occupancy of the dwelling unit and not limit to rental occupancy only.
2. Conditions of approval including requirement for a homeowners association assure that the premises will be maintained according to the best interests of the residents as well as the general public.

WHEREAS, the Planning Commission, by its Resolution No. 84-64, recommended to the Council that P-D(197) be amended to allow the project to be built as 120 air space condominiums, property located on the northeast corner of Standiford and San Clemente Avenues, and

WHEREAS, said matter was set for public hearing before the City Council at its regular meeting place in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, on May 1, 1984, at 4:00 p.m., and

WHEREAS, after hearing evidence both oral and documentary the Council finds and determines that the requested amendment to Planned Development Zone, P-D(197), to permit construction of 120 air space condominiums, property located on the northeast corner of Standiford and San Clemente Avenues, is required by public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 84-64 and quoted above, and

WHEREAS, the City Council certifies it has received and reviewed the findings of the City of Modesto Environmental Assessment Committee which resulted in a Negative Declaration in regard to the environmental impact of the proposed amendment,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Sections 2 and 3 of Modesto City Council Resolution No. 78-802 entitled, "A Resolution Approving a Development Plan for Planned-Development Zone,

P-D(197).", as previously amended by Resolution Nos. 80-276 and 83-686, are further amended to read as follows:

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(197) is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "C.D.S. Development of California", as amended in red, stamped approved by the City Council on October 25, 1983, and approved by the Planning Commission on April 2, 1984.
2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation in accordance with Section 10-2.1515 of the Modesto Municipal Code.
3. Fencing shall be constructed prior to occupancy and shall be as follows:

Six-foot board and masonry pilaster fence along all side and rear property lines.
4. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.
5. The developer shall dedicate and/or improve sufficient right-of-way as required by the Director of Engineering Services to complete Standiford Avenue and San Clemente Avenue to major and collector street standards prior to occupancy or upon demand by the City, whichever occurs first.
6. The required public street improvements shall be constructed prior to occupancy of any structures.
7. Prior to issuance of a building permit, street improvement plans shall be approved by the Director of Engineering Services.
8. Prior to issuance of a building permit the developer shall dedicate public utility easements as required by the utility companies and the Director of Engineering Services.
9. Drainage shall be provided as required by the Director of Engineering Services.
10. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.

11. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of the same buiding mater-ials used in the major buildings as determined by the Director of Planning and Community Development.
12. All utilities shall be underground and cable television service shall be stubbed into all units.
13. All signs shall comply with the sign requirements of the R-3 Zone.
14. All curbcuts serving two-way driveways shall be widened to 41 feet in width.
15. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(197):

Start of construction to begin on or before July 1, 1985, and completion to be not later than July 1, 1986.

BE IT FURTHER RESOLVED that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the proposed amendment to Planned Development Zone, P-D(197).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1984, by Councilmember Muratore, who moved its adoption, which motion

being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Horrine Coyle*
HORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-253

A RESOLUTION AMENDING SECTIONS 2 AND 3 OF RESOLUTION NO. 80-277 ENTITLED "A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED-DEVELOPMENT ZONE, P-D(259).".

WHEREAS, the City Council, by Ordinance 1933-C.S., which was introduced on March 25, 1980, finally adopted on April 1, 1980, and which became effective May 1, 1980, amended Section Map 13-3-8 of the Zoning Map to reclassify from Medium Density Residential Zone, R-3, to Planned Development Zone, P-D(259), property located the southwest corner of Rumble Road and Lou Ann Drive for a condominium project, and

WHEREAS, City Council Resolution 80-277, which was adopted on March 25, 1980, approved the development plan and contains the conditions of approval for Planned Development Zone, P-D(259), with a development schedule which specified that construction be in one phase, to start on or before July 1, 1981, and completion to be July 1, 1982, and

WHEREAS, the Planning Commission by Resolution 81-145, adopted June 15, 1981, approved a one-year time extension to the development schedule, and

WHEREAS, the Planning Commission by Resolution 82-91, adopted June 7, 1982, approved a second one-year time extension, and

WHEREAS, the Planning Commission by Resolution 83-103, adopted July 18, 1983, approved a third one-year time extension, and

WHEREAS, a verified application for an amendment to P-D(259) was filed by Mid-Valley Engineering, Inc. on February 22, 1984, to allow a 42-unit two-story residential condominium development, property located at the southwest corner of Rumble Road and Lou Ann Drive, and

WHEREAS, a public hearing was held by the Planning Commission on April 2, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence both oral and documentary was received and considered; and

WHEREAS, at said hearing, the Planning Commission found and determined that an amendment to P-D(259) is required by public necessity, convenience and general welfare for the following reasons:

1. Conversion to condominiums will allow for owner occupancy of dwelling unit and not limit to rental occupancy only.
2. Conditions of approval including requirements for a homeowners association assure that the premises will be maintained according to the best interests of the residents as well as the general public.

and

WHEREAS, the Planning Commission, by its Resolution No. 84-66, recommended to the Council that P-D(259) be amended to allow a 42-unit two-story residential condominium development, and

WHEREAS, said matter was set for public hearing before the City Council at its regular meeting place in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, on May 1, 1984, at 4:00 p.m., and

WHEREAS, after hearing evidence, both oral and documentary, the Council finds and determines that the requested amendment to Planned Development Zone, P-D(259) to allow a 42-unit two-story residential condominium development, property located at the southwest corner of Rumble Road and Lou Ann Drive, is required by public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 84-66 and quoted above, and

WHEREAS, the City Council certifies it has received and reviewed the findings of the City of Modesto Environmental Assessment Committee which resulted in a Negative Declaration in regard to the environmental impact of the proposed amendment,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Sections 2 and 3 of Modesto City Council Resolution No. 80-277 entitled, "A Resolution Approving a Development Plan for Planned-Development Zone, P-D(259)." are hereby amended to read as follows:

"SECTION 2. DEVELOPMENT PLAN. The development Plan for Planned Development Zone, P-D(259), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Villeurbanne-Modesto, CA", as amended in red, stamped approved by the Planning Commission on April 2, 1984.
2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation in accordance with Section 10-2.1515 of the Modesto Municipal Code.
3. Fencing shall be constructed prior to occupancy and shall be as follows:

Six-foot board fence with decorative masonry pilasters at 16-feet on centers along the south property line and adjacent to the German Baptist Church.
4. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.
5. Lou Ann Drive shall be improved to at least 40-foot part-width collector street standards.
6. All private streets and parking areas shall be constructed in accordance with the standard structural section for residential streets as contained in the City of Modesto Standard Specifications.
7. Drainage shall be provided as required by the Director of Engineering Services.

8. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.
9. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of the same building materials used in the major buildings as determined by the Director of Planning and Community Development.
10. All utilities shall be underground and cable television service shall be stubbed into all units.
11. All signs shall comply with the sign requirements of the R-2 zone.
12. Prior to the issuance of a building permit for any structure, a subdivision map shall be recorded.
13. The curbcut serving the entrance to the project shall be shown on the improvement plans approved by the Director of Engineering Services.
14. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures."

"SECTION 3. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(259):

The entire construction program be accomplished in one phase, construction to begin on or before July 1, 1986, and completion to be not later than July 1, 1987."

BE IT FURTHER RESOLVED that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the proposed amendment to Planned Development Zone, P-D(259).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly

seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elynn Johnson*
ELYNN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-254

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE REMOVAL OF DENNETT DAM

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

SECTION 1. The plans and specifications for the removal of Dennett

Dam

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on May 22, 1984, at 11:05 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-255

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE SITWORK AT DRYDEN MAINTENANCE FACILITY

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

SECTION 1. The plans and specifications for the sitework at Dryden maintenance facility copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on May 22, 1984, at 11:00 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-256

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR FURNISHING ROCK, SAND, AND GRAVEL PRODUCTS

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

SECTION 1. The plans and specifications for furnishing rock, sand,
and gravel products
copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on May 22, 1984, at 3:00 p.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.


SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 1st day of May, 1984,
by Councilmember Muratore, who moved its adoption, which motion
being duly seconded by Councilmember Patterson, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-257

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR FURNISHING TWO BUS ENGINES

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

SECTION 1. The plans and specifications for furnishing two bus engines

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on May 29, 1984, at 3:15 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-258

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR FURNISHING BLUEPRINT SERVICES FOR VARIOUS CITY
DEPARTMENTS

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

SECTION 1. The plans and specifications for furnishing blueprint services for various City departments copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on May 22, 1984, at 3:05 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-259

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR FURNISHING TWELVE PORTABLE RADIOS

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

SECTION 1. The plans and specifications for furnishing twelve portable radios

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on May 29, 1984, at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-260

A RESOLUTION ACCEPTING THE BID OF STRATA CONSTRUCTION FOR THE CONSTRUCTION OF EKINS AND GAGOS SUBTRUNK SEWER

WHEREAS, Resolution No.84-177, adopted by the Council of the City of Modesto on April 3, 1984 , approved the plans and specifications for the construction of the Ekins and Gagos subtrunk sewer and authorized the calling for bids; and


WHEREAS, the bids received for the construction of the Ekins and Gagos subtrunk sewer were opened at 11:05 a.m. on April 24, 1984 , and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Strata Construction in the amount of \$98,090 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Strata Construction in the amount of \$98,090 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May , 1984 , by Councilmember Muratore , who moved its adoption, which motion being duly seconded by Councilmember Patterson , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-261

A RESOLUTION ACCEPTING THE BID OF GEORGE REED, INC. FOR THE RESURFACING OF WEST ROSEBURG FROM TULLY ROAD TO CARVER ROAD

WHEREAS, Resolution No. 84-176, adopted by the Council of the City of Modesto on April 3, 1984, approved the plans and specifications for the resurfacing of West Roseburg from Tully Road to Carver Road and authorized the calling for bids; and

WHEREAS, the bids received for the resurfacing of West Roseburg from Tully Road to Carver Road were opened at 11:10 a.m. on April 24, 1984, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of George Reed, Inc. in the amount of \$35,666 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of George Reed, Inc. in the amount of \$35,666 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-262

A RESOLUTION ACCEPTING THE BID OF ADHESIVE ENGINEERING COMPANY FOR EPOXY INJECTION REPAIRS AT THREE CITY PARKING STRUCTURES

WHEREAS, Resolution No.84-174, adopted by the Council of the City of Modesto on April 3, 1984, approved the plans and specifications for the epoxy injection repairs at three City parking structures and authorized the calling for bids; and

WHEREAS, the bids received for the epoxy injection repairs at three City parking structures were opened at 11:00 a.m. on April 24, 1984, and later tabulated by the Director of Parking and^{Traffic} for the consideration of the Council; and

WHEREAS, the Director of Parking and^{Traffic} has recommended that the bid of Adhesive Engineering Company in the amount of \$15,750 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Adhesive Engineering Company in the amount of \$15,750 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

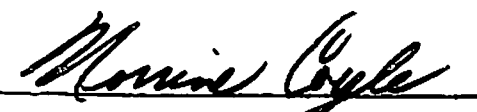
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-263**

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE PARADISE WATERLINE FROM PINE TREE LANE TO SHERIDAN AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering that the construction of the Paradise waterline from Pine Tree Lane to Sheridan has been completed by Three Rivers Construction

in accordance with the contract agreement dated December 6, 1983.

NOW, THEREFORE, BE IT RESOLVED that the construction of the Paradise waterline from Pine Tree Lane to Sheridan be accepted from said contractor, Three Rivers Construction;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$62,664.09 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

**ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk**

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-264**

A RESOLUTION ACCEPTING THE REPLACEMENT OF IRRIGATION LINE ALONG EMERALD AVENUE
AND ACROSS KANSAS AVENUE AS COMPLETE

**WHEREAS, a report has been filed by the Director of Engineering
that the replacement of irrigation line along Emerald Avenue
and across Kansas Avenue
has been completed by Three Rivers Construction**

in accordance with the contract agreement dated January 24, 1984.

**NOW, THEREFORE, BE IT RESOLVED that the replacement of irrigation
line along Emerald Avenue and across Kansas Avenue
be accepted from said contractor, Three Rivers Construction;**

**that notice of completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$30,862.96
as provided in the contract, be authorized.**

**The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 1st day of
May, 1984, by Councilmember Muratore, who
moved its adoption, which motion being duly seconded by Councilmember
Patterson, was upon roll call carried and the resolution
adopted by the following vote:**

**AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger**

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-265**

**A RESOLUTION ACCEPTING THE CONSTRUCTION OF HERNDON AVENUE IMPROVEMENTS
ALONG EAST SIDE OF MANCINI PARK - BLOCK 3500 AS COMPLETE**

**WHEREAS, a report has been filed by the Director of Engineering
that the construction of Herndon Avenue improvements
along the east side of Mancini Park - Block 3500
has been completed by Morrow and Waggoner, Inc.**

in accordance with the contract agreement dated December 27, 1983.

**NOW, THEREFORE, BE IT RESOLVED that the construction of
Herndon Avenue improvements along the east side of Mancini Park - Block 3500
be accepted from said contractor, Morrow and Waggoner, Inc.;**

**that notice of completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$25,334
as provided in the contract, be authorized.**

**The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 1st day of
May, 1984, by Councilmember Muratore, who
moved its adoption, which motion being duly seconded by Councilmember
Patterson, was upon roll call carried and the resolution
adopted by the following vote:**

**AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger**

NOES: Councilmembers: None

ABSENT: Councilmembers: None

**ATTEST: Norrine Coyle
NORRINE COYLE City Clerk**

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-266**

A RESOLUTION ACCEPTING THE LEGION PARK RESTROOM REMODELING AS COMPLETE

**WHEREAS, a report has been filed by the Director of Engineering
that the Legion Park restroom remodeling**

has been completed by B & L Builders

in accordance with the contract agreement dated November 15, 1983.

**NOW, THEREFORE, BE IT RESOLVED that the Legion Park restroom
remodeling**

be accepted from said contractor, B & L Builders;

**that notice of completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$13,793.85
as provided in the contract, be authorized.**

**The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 1st day of
May, 1984, by Councilmember Muratore, who
moved its adoption, which motion being duly seconded by Councilmember
Patterson, was upon roll call carried and the resolution**

adopted by the following vote:

**AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger**

NOES: Councilmembers: None

ABSENT: Councilmembers: None

**ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 84-267

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF A DISK DRIVE FROM HEWLETT PACKARD

WHEREAS, the Water Division has been having problems with the Hewlett Packard computer that monitors the City's water pumps and it has been determined that a new disk drive will eliminate the problem; and

WHEREAS, Hewlett Packard is the sole source for the new disk drive.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of a disk drive is hereby waived.

BE IT FURTHER RESOLVED that purchase of a disk drive from Hewlett Packard for the total purchase price of \$5,212, is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1984, by Councilmember Muratore , who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-268

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF FRONT-END
LOADER TRANSMISSION REPAIRS FROM J.M. EQUIPMENT COMPANY

WHEREAS, it has been determined that calling for bids for transmission repairs to the City's front-end loaders is impractical because J.M. Equipment Company is the only authorized repair facility for this area.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of front-end loader transmission repairs is hereby waived.

BE IT FURTHER RESOLVED that purchase of front-end loader transmission repairs from J.M. Equipment Company for the estimated price of \$7,000 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1984, by Councilmember Muratore , who moved its adoption, which motion being duly seconded by Councilmember Patterson , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: 
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-269**

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REGARDING THE REAPPLICATION BY STEVEN EUGENE LAWRY FOR A CERTIFICATE OF CONVENIENCE AND NECESSITY TO OPERATE A TAXI COMPANY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that June 26 , 1984 , at 7:30 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of the reapplication by Steven Eugene Lawry for a certificate of convenience and necessity to operate a taxi company.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Bright, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-270

A RESOLUTION ESTABLISHING LIMITATIONS ON THE USE OF WATER FROM THE MUNICIPAL WATER SYSTEM FROM JUNE 1, 1984, THROUGH AUGUST 31, 1984.

WHEREAS, the City of Modesto obtains its entire supply of domestic water from 48 deep well pumping stations, and

WHEREAS, the conservation of ground water is a prudent and desirable goal and is necessary for the public health and safety, and

WHEREAS, it is timely for the City of Modesto to take those steps necessary to help ensure an adequate local supply of water, and

WHEREAS, peak water demands on the municipal water system occur between the hours of 4 p.m. and 8 p.m. from June 1, through August 31, and

WHEREAS, the Modesto Irrigation District has advised that the peak electric power demands on the Modesto Irrigation District system occur between the hours of 4 p.m. and 8 p.m. from June 1, through August 31, and

WHEREAS, the University of California Cooperative Extension Service has advised that it is best to water lawns deeply, infrequently, and in the mornings, and

WHEREAS, Section 11-1.14, subsection (q), of the Modesto Municipal Code authorizes this Council to establish rules or regulations by resolution concerning the City's municipal water system,

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

1. The irrigation of all landscaped areas (lawns, ornamental gardens, shrubs, ornamental trees, etc.) from water supplied by the municipal water system is prohibited between the hours of 4 p.m. and 8 p.m. of each day, except Sundays, from June 1, 1984, through August 31, 1984.

2. Violations of the above prohibition are declared to be a waste of water and shall be handled by the Director of Utility Services in accordance with the provisions of Section 11-1.14 of the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-271**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
GUS J. AND GEORGIA J. PAPTONE FOR THE LEASE OF THE ROSELLE NEIGHBORHOOD SCHOOL
SITE**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Gus J. and Georgia J.
Papatone for the lease of the Roselle Neighborhood School site

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 1st day of
May, 1984, by Councilmember Muratore,
who moved its adoption, which motion being duly seconded by Council-
member Patterson, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-272**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
GUS J. AND GEORGIA J. PAPTONE FOR THE LEASE OF THE ROSELLE NEIGHBORHOOD PARK SITE**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Gus J. and Georgia J.
Papatone for the lease of the Roselle Neighborhood Park site

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 1st day of
May, 1984, by Councilmember Muratore,
who moved its adoption, which motion being duly seconded by Council-
member Patterson, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-273

A RESOLUTION COMMITTING THE USE OF \$25,000 OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR OFF-SITE IMPROVEMENTS FOR THE PROPOSED TRUE LIGHT PARADISE MANOR PROJECT.

WHEREAS, the City of Modesto has approved P-D (341) for a senior citizen housing project on Paradise Road near Vernon Avenue, known as True Light Paradise Manor, and

WHEREAS, an application has been made by the developers of the True Light Paradise Manor project to the United States Department of Housing and Urban Development (H.U.D.) for construction funds, and

WHEREAS, the City of Modesto has supported the H.U.D. application for funds for the True Light Paradise Manor Project, and

WHEREAS, a commitment by the City of Modesto to use Community Development Block Grant (CDBG) funds for the off-site improvements for the True Light Paradise Manor Project will assist in obtaining H.U.D. grant certification, and

WHEREAS, this project will provide the first retirement center on the west side of Modesto, and is sponsored by a non-profit sponsor, and

WHEREAS, the project will have a desirable impact on the City's west side Housing Program Target Area because of its close proximity, and

WHEREAS, the commitment of CDBG funds for off-site improvements for the project will result in major benefits at a low per unit cost, and

WHEREAS, the benefits from the commitment of CDBG funds for off-site improvements for the project will be 100% to low-to-moderate income households,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby authorize the commitment of \$25,000.00 of Community Development Block Grant Funds for off-site improvements for the True Light Paradise Manor P-D (341) Project, contingent upon acceptance by the United States Department of Housing and Urban Development of the project sponsor's application and grant certification for construction funds for the project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-274

A RESOLUTION ACCEPTING IMPROVEMENTS IN CHILOQUIN VILLAS SUBDIVISION AND
AUTHORIZING RELEASE OF INSTRUMENTS OF CREDIT

WHEREAS, Lawson L. and Shirley A. Martin, Kenneth L. and ^{Sandra J. Graham} subdividers of
Chiloquin Villas Subdivision, have filed Instruments of Credit
for faithful performance and labor and materials in the amount of \$ 6,500.00
and \$ 3,250.00 respectively to guarantee improvements in Chiloquin Villas Subdivision
; and

WHEREAS, the Director of Public Works in a memorandum to the City Manager, indicates that all work required by the subdivision agreement has been completed to the satisfaction of the Public Works Department; and

WHEREAS, the Director of Public Works has indicated that it would be in order for the City Council to accept the improvements in said subdivision as complete and authorize the City Clerk to file notice of completion and release the Instruments of Credit upon expiration of the statutory period.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto:

1. The improvements in Chiloquin Villas Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Instrument of Credit for faithful performance in the amount of \$ 6,500.00 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the Instrument of Credit for labor and materials in the amount of \$ 3,250.00 upon expiration of the statutory period.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1984 by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-275**

A RESOLUTION SETTING TIME AND PLACE FOR HEARING FOR CONSIDERATION OF
1984-85 PROPOSED BUDGET AND FOUR-YEAR CAPITAL IMPROVEMENT PROGRAM 1984-85 THROUGH
1987-88

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that June 5, 1984, at 4:00 P.M. in the Council Cham-
bers, City Hall, 801 Eleventh Street, Modesto, California, is hereby
set as the time and place for consideration of 1984-85 proposed budget
and four-year Capital Improvement Program 1984-85 through 1987-88.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 1st. day of
May, 1984, by Councilmember Muratore, who
moved its adoption, which motion being duly seconded by Councilmember
Patterson, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-276

A RESOLUTION AUTHORIZING CERTAIN NAMED OFFICERS AND EMPLOYEES OF THE CITY OF MODESTO TO BRING CLAIMS ON BEHALF OF THE CITY AND TO DEFEND AGAINST CLAIMS BROUGHT AGAINST THE CITY IN THE STANISLAUS COUNTY MUNICIPAL COURT, SMALL CLAIMS DIVISION, AND SUPERSEDING RESOLUTION NO. 79-219.

WHEREAS, many of the claims brought on behalf of the City of Modesto are most effectively prosecuted through the Stanislaus County Municipal Court, Small Claims Division, and

WHEREAS, many of the claims brought against the City of Modesto are brought through said Small Claims Court, and

WHEREAS, it appears to the Council of the City of Modesto that it is desirable and necessary to authorize officers and employees of the City to act for and in its behalf in the Stanislaus County Municipal Court, Small Claims Division, and

WHEREAS, it further appears that Norrine Coyle, Judy Hall, Pete Brock, Vi DiFrancia, Marlene Jackson, Louis Myles, Laura Parker, John Schirra, Al Houck, Jim Lippert, and Marie Giddens are suitable individuals for such authorization,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Norrine Coyle, Judy Hall, Pete Brock, Vi DiFrancia, Marlene Jackson, Louis Myles, Laura Parker, John Schirra, Al Houck, Jim Lippert, and Marie Giddens be and are hereby appointed and authorized to appear for and on behalf of the City of Modesto to prosecute and defend all claims on behalf of or against the City which are filed in the Stanislaus County Municipal Court.

BE IT FURTHER RESOLVED that the above-named officers and employees employed in the office of the City Clerk, to wit: Norrine Coyle and Judy Hall, are further authorized and empowered to accept service of process issued by said Court on behalf of the City of Modesto.

BE IT FURTHER RESOLVED that this resolution supersedes Resolution No. 79-219.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-277

A RESOLUTION PROVIDING FOR THE SALE OF SURPLUS PROPERTY (WEAPONS) AND AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AUCTION AGREEMENT WITH ROGER ERNST ASSOCIATES.

WHEREAS, the City Manager is authorized by Charter Section 801 to sell surplus personal property of the City of Modesto with the approval of the City Council, and

WHEREAS, the California Penal Code permits the sale of handguns to only licensed gun dealers and prevents the sale of handguns to the general public, and

WHEREAS, the City has the right to sell weapons which have value with respect to sporting, recreational, and collection purposes, and

WHEREAS, Roger Ernst and Associates, a firm specializing in the sale of guns, plans on holding an auction in the City of Modesto, at which law enforcement agencies from all over California will be represented, and

WHEREAS, the Council desires to enter into an Auction Agreement with Roger Ernst and Associates for the sale of weapons which have been declared surplus to the needs of the City,

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

SECTION 1. The City Manager is hereby authorized and directed to sell the weapons listed on Exhibit "A", attached hereto and incorporated herein by reference, which are hereby found to be surplus property of the City of Modesto.

SECTION 2. The City Manager is hereby authorized to enter into an Auction Agreement with Roger Ernst and Associates to sell to the highest bidder those weapons listed on Exhibit "A" referred to above.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside
NOES: Councilmembers: Mayor Mensinger
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

WEAPONS AVAILABLE FOR AUCTION - SURPLUS TO NEEDS OF THE DEPARTMENT

The below listed weapons have been marked with an identifying tag for use in preparing them for auction.

- | <u>I.D. TAG</u> | <u>WEAPON</u> |
|-----------------|---|
| 1. | Remington Model 11 - .12 ga. semi-auto shotgun ser. # 480983 |
| 2. | Remington Model 31 - .12 ga. pump shotgun ser. # 74729 |
| 3. | Remington Model 760 - 30-06 pump rifle ser. # 265531 |
| 4. | Remington Model 11 - .12 ga. semi-auto shotgun ser. # 489257 |
| 5. | Savage-Springfield Mod. 67-HS 3" magnum .12 ga. pump ser.#A174689 |
| 6. | Ithaca - .12 ga. pump shotgun Police model ser. #371613082 |
| 7. | Remington Model 11 - .12 ga. semi-auto shotgun ser. # 480250 |
| 8. | Savage Model 69R - .12 ga. pump shotgun NO SERIAL NUMBER |
| 9. | Remington Model 11 - .12 ga. semi-auto shotgun serial #465894 |
| 10. | Savage Model 69R - .12 ga. pump shotgun NO SERIAL NUMBER |
| 11. | Remington Model 11 - .12 ga. semi-auto shotgun ser. # 358055 |
| 12. | Remington Model 11 - .12 ga. semi-auto shotgun ser. # 485211 |
| 13. | Remington Model 11 - .12 ga. semi-auto shotgun ser. #469934 |
| 14. | Remington Model 11 - .12 ga. semi-auto shotgun ser. #270746 |
| 15. | Remington Model 11 - .12 ga. semi-auto shotgun ser. #483747 |
| 16. | Savage Model 69R-H .12 ga. pump shotgun ser. #3882 |
| 17. | Browning model Auto-5 semi-auto .12 ga. shotgun ser. #7808
Civilian model - long barrel with ribbing |
| 18. | Remington Model 31 - .12 ga. pump shotgun ser. # 74722 |
| 19. | Ithaca - .12 ga. pump shotgun Police model ser. #371612546 |
| 20. | Remington Model 11 - .12 ga. semi-auto shotgun ser. # 493672 |
| 21. | Remington Model 11 - .12 ga. semi-auto shotgun ser. # 491921 |

SURPLUS DEPT. WEAPONS

22. Deleted
23. Deleted
24. Harrington & Richardson - Break open "Cap-Chur" gun
.32 ga. special ser. # AL269371
25. PALMER (Crosman) bolt action "Cap-Chur" gun mod. 50 ser. #2773
26. Smith & Wesson model 10 rebarreled w/4" hvy bbl ser. # 646050
27. Smith & Wesson model 10 rebarreled w/4" hvy bbl ser. # 645972
28. Savage model 69R .12 ga. pump shotgun NO SERIAL NUMBER
29. Smith & Wesson .38spl model 10 w/ 5" bbl ser. # 646051
30. Smith & Wesson .38spl model 10 w/ 5" bbl ser. # 646975
31. Smith & Wesson .38spl model 10 w/ 5" bbl ser. # 644289
32. Smith & Wesson .38 spl model 10 w/5" bbl ser. # 646927
33. Smith & Wesson .38spl model 10 w/ 5" bbl ser. # 646049

MODESTO CITY COUNCIL
RESOLUTION NO. 84-278

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR
PLANNED-DEVELOPMENT ZONE, P-D (355)

WHEREAS, a verified application for an amendment to Section

12-3-8 of the Zoning Map was filed by Nylen Development, Inc.

on February 27, 1984, to

reclassify from Low Density Residential Zone, R-1,

to Planned-Development Zone, P-D, the following described property:

R-1 to P-D

Beginning at the Southwest corner of Section Twelve (12), Township Three (3) South, Range Eight (8) East, Mount Diablo Base and Meridian, Thence along the South line of said Section 12, North 88°45'45" East, a distance of 653.06 feet to the East line of the West 18.25 acres of Lot Nine (9) of McKinney Colony filed in Volume One (1) of Maps at page Sixty-Seven (67), Records of Stanislaus County, Thence along said East line, North 00°48'40" West, a distance of 40.00 feet to a point on the North Right-of-Way of Rumble Road (40 feet wide) said point being the TRUE POINT OF BEGINNING, Thence along said North right-of-way of Rumble Road, South 88°45'45" West, a distance of 23.00 feet to the Southwest corner of that certain parcel described in Deed to Miller recorded in Volume 3154 of Official Records, Page 122, Records of Stanislaus County, thence along the westerly line of said parcel North 00°24'54" West, a distance of 384.9 feet to the center line of the Hetch-Hetchy Aqueduct as described in Deed to City and County of San Francisco, recorded in Volume 63 of Official Record, Page 151, Records of Stanislaus County, Thence along said center line North 69°42'07" East, a distance of 22.00 feet to the said East line of the West 18.25 acres, Thence along said East line, North 00°48'40" West, a distance of 699.8 feet to the South right-of-way of Standiford Avenue (100 feet wide), Thence along said south right-of-way North 85°17'10" East, a distance of 676.12 feet to the East line of said Lot 9, Thence along said East line South 00°49'50" East, a distance of 1132.85 feet to the said north line of Rumble Road (40 feet wide), Thence along said North line of Rumble Road South 88°45'45" West, a distance of 674.96 feet to the TRUE POINT OF BEGINNING containing 17.40 acres more or less.

Including also the southerly 50-feet of Standiford Avenue and the northerly 20-feet of West Rumble Road (40-feet wide) adjacent to the above described property.

WHEREAS, said application was set for a public hearing before the Planning Commission at its meeting of April 2, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which time evidence both oral and documentary was received and considered, and

WHEREAS, the Planning Commission found and determined that rezoning of the property described above from Low Density Residential Zone, R-1, to Planned Development Zone, P-D, is not required by public necessity, convenience and general welfare, for the following reasons:

1. The developer proposes to use the Hetch-Hetchy right-of-way as open space for the project but no authorization from Hetch-Hetchy or open space plan was submitted.
2. The design of the project is not satisfactory because of the clustering of parking spaces at a single location.

and

WHEREAS, by Planning Commission Resolution No. 84-68, the Planning Commission denied the application of Mylen Development, Inc. to amend Section 12-3-8 of the Zoning Map to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D, the property described above located between Standiford Avenue and Rumble Road west of Hahn Drive, and

WHEREAS, by letter dated April 3, 1984, an appeal was filed with the Council of the City of Modesto to the decision of the Planning Commission denying said rezoning, and

WHEREAS, said appeal was set for public hearing before the City Council at its regular meeting place located in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, at 7:30 p.m. on May 8, 1984, and

WHEREAS, after hearing evidence, both oral and documentary, the

Council found and determined that the requested rezoning of the property located between Standiford Avenue and Rumble Road west of Hahn Drive from Low Density Residential Zone, R-1, to Planned Development Zone, P-D, should be granted for the following reasons, and the decision of the Planning Commission overruled:

1. The density of the P-D Zone, with averaging of R-3 and R-2 densities, conforms to the Chrysler-99 Neighborhood Zoning and Development Plan.
2. Approval of the P-D Zone includes assurances that the 1.64 acre Hetch-Hetchy right-of-way will be available for use by the occupants in terms of landscaping, recreation and vehicular access.
3. The choice of site design includes reasonably well-distributed parking and a favorable ratio of parking and building coverage to common open space.

and

WHEREAS, the Council has introduced Ordinance No. 2256-C.S. on the 8th day of March, 1984, rezoning the following described property from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(355):

R-1 to P-D

Beginning at the Southwest corner of Section Twelve (12), Township Three (3) South, Range Eight (8) East, Mount Diablo Base and Meridian, Thence along the South line of said Section 12, North 88°45'45" East, a distance of 653.06 feet to the East line of the West 18.25 acres of Lot Nine (9) of McKinney Colony filed in Volume One (1) of Maps at page Sixty-Seven (67), Records of Stanislaus County, Thence along said East line, North 00°48'40" West, a distance of 40.00 feet to a point on the North Right-of-Way of Rumble Road (40 feet wide) said point being the TRUE POINT OF BEGINNING, Thence along said North right-of-way of Rumble Road, South 88°45'45" West, a distance of 23.00 feet to the Southwest corner of that certain parcel described in Deed to Miller recorded in Volume 3154 of Official Records, Page 122, Records of Stanislaus County, thence along the westerly line of said parcel North 00°24'54" West, a distance of 384.9 feet to the center line of the Hetch-Hetchy Aqueduct as described in Deed to City and County of San Francisco, recorded in Volume 63 of Official Record, Page 151, Records of Stanislaus County, Thence along said center line North 69°42'07" East, a distance of 22.00 feet to the said East line of the West 18.25 acres, Thence along said East line, North 00°48'40" West, a distance of 699.8 feet to the South right-of-way of Standiford Avenue (100 feet wide), Thence along said south right-of-way North 85°17'10" East, a distance of 676.12 feet to the East line of said Lot 9, Thence along said East line South 00°49'50" East, a distance of 1132.85 feet to the said north line of Rumble Road (40 feet wide), Thence along said North line of Rumble Road South 88°45'45" West, a distance of 674.96 feet to the TRUE POINT OF BEGINNING containing 17.40 acres more or less.

Including also the southerly 50-feet of Standiford Avenue and the northerly 20-feet of West Rumble Road (40-feet wide) adjacent to the above described property.

and

WHEREAS, the City Council certifies it has reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the proposed rezoning,

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

SECTION 1. APPEAL GRANTED. The appeal of Nylen Development, Inc. to the decision of the Planning Commission denying an amendment to Section 12-3-8 of the Zoning Map to rezone from Low Density Residential Zone, R-1, to Planned Development Zone, P-D, property located between Standiford Avenue and Rumble Road west of Hahn Drive, is hereby granted.

SECTION 2. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(355), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Shadow Brook, A Nylen Development" as amended in red, stamped approved by the Planning Commission on April 2, 1984.
2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation in accordance with Section 10-2.1515 of the Modesto Municipal Code. Screen landscaping shall be installed along the west property line.
3. Fencing shall be constructed prior to occupancy and shall be as follows:

Eight-foot decorative masonry wall along the west property line.
4. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.
5. The developer shall dedicate and improve sufficient right-of-way as required by the Director of Engineering Services to complete Hahn Drive to a collector street standard prior to occupancy or upon demand by the City, whichever occurs first.
6. The developer shall improve Standiford Avenue to major street standards prior to occupancy or upon demand by the City, whichever occurs first.
7. The developer shall dedicate and improve sufficient right-of-way as required by the Director of Engineering Services to complete Rumble Road to a collector street standard prior to occupancy or upon demand by the City, whichever occurs first.
8. Prior to issuance of a building permit, street improvement plans shall be approved by the Director of Engineering Services.
9. Prior to issuance of a building permit the developer shall dedicate public utility easements as required by the utility companies and the Director of Engineering Services.

10. Irrigation lines shall be removed or relocated as required by the Modesto Irrigation District and the Director of Engineering Services. Easements for irrigation lines to remain shall be dedicated.
11. Drainage shall be provided as required by the Director of Engineering Services.
12. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.
13. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of the same building materials used in the major buildings as determined by the Director of Planning and Community Development.
14. All utilities shall be underground and cable television service shall be stubbed into all units.
15. All signs shall comply with the sign requirements of the R-2 Zone.
16. Prior to issuance of a building permit, the developer shall pay the City of Modesto the cost of planting street trees, the number as determined by the Director of Engineering Services.
17. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.
18. The applicant shall record a "Notice of Conditions" in the Stanislaus County Recorder's Office on a form available in the Planning and Community Development Department.
19. Prior to issuance of a building permit, the developer shall submit evidence satisfactory to the City Attorney that the Hetch-Hetchy right-of-way which bisects the project may be used by the development for landscaped open space, recreation and driveways.

SECTION 3. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(355):

All development shall be accomplished in one phase with construction to start on or before June 1, 1986, and to be completed on or before June 1, 1987.

SECTION 4. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-mentioned development plan shall be made in accordance with the provisions of Section 10-2.2708 of the Modesto Municipal Code.

SECTION 5. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 27 of Title X of the Modesto Municipal Code relating to Planned-Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 6. NOTICE OF DETERMINATION. The Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the proposed rezoning.

SECTION 7. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned-Development Zone, P-D(355), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of May, 1984, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember

Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

William L. Archibald
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 84-279

A RESOLUTION GRANTING THE APPEAL OF MID-VALLEY ENGINEERING TO THE DECISION OF THE DIRECTOR OF ENGINEERING SERVICES REGARDING LOCATION OF A BUILDING OVER A SEWER LINE AT BEST PLAZA, SUBJECT TO CERTAIN CONDITIONS.

WHEREAS, a request was made to the Department of Engineering Services for permission to construct a new building over a sewer line at the Best Plaza, located at the southeast corner of Sisk Road and Sullivan Court, and

WHEREAS, the Director of Engineering Services denied the request to locate a new building over a sewer line, and

WHEREAS, Mid-Valley Engineering, by letter dated May 1, 1984, filed an appeal with the City Council to the decision of the Director of Engineering Services denying authorization to locate a new building over a sewer line, and

WHEREAS, said matter was set for public hearing before the City Council of the City of Modesto at its regular meeting place located in the Council Chambers in the City Hall, 801 - 11th Street, Modesto, California, on May 8, 1984, at 7:30 p.m., and

WHEREAS, at said hearing, after hearing evidence both oral and documentary, the Council of the City of Modesto found and determined that authorization to construct a new building over a sewer line at the Best Plaza should be granted, and the decision of the Director of Engineering Services overruled, subject to certain conditions,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal of Mid-Valley Engineering for authorization to construct a new building over a sewer line at the Best Plaza, located at the southeast corner of Sisk Road and Sullivan Court, should be granted, and the decision of the Director of Engineering Services overruled, subject to the following conditions:

1. Prior to obtaining a building permit, the applicant shall obtain abandonment of the public utility easement, and relocate the water line and the electrical line from the public utility easement.
2. Prior to obtaining a building permit, the applicant shall file a blanket private easement over all of the land in Best Plaza which is not occupied by buildings to allow future owners to have access to adjacent properties to repair utilities.
3. All water lines and sewer lines on private property in Best Plaza shall be maintained by the owners of the various parcels of property, or by a property owner's association in accordance with recorded C C & R's.
4. Notations shall be placed on improvement plans, with wording subject to the approval of the Director of Engineering Services, that clearly indicate responsibilities for maintaining the sewer and water lines in Best Plaza.
5. The type of materials testing and inspection for the sewer line shall be as approved by the Director of Engineering Services.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of May, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Patterson, Whiteside

NOES: Councilmembers: Bright, Muratore, Mayor Mensinger

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
 NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
 ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-280

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR SITE IMPROVEMENTS AT FIRE STATION NO. 5

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

SECTION 1. The plans and specifications for the site improvements at
Fire Station No. 5

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on June 5, 1984, at 11:00 a.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 8th day of May, 1984,
by Councilmember Sutton, who moved its adoption, which motion
being duly seconded by Councilmember Lang, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-281

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR TREE TOPPING IN THE AIRPORT CLEAR ZONE

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

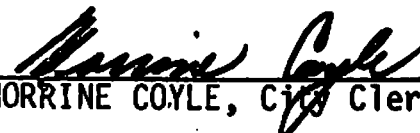
SECTION 1. The plans and specifications for tree topping in the Airport clear zone copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 5, 1984, at 11:05 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of May, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-282

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE POLYURATHANE LINING OF EMERALD AND WOODLAND
LIFT STATION AND PIPELINE AT THE WATER QUALITY CONTROL PLANT

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

SECTION 1. The plans and specifications for the polyurathane lining of Emerald and Woodland lift station and pipeline at the Water Quality Control Plant copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on May 22, 1984, at 11:10 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

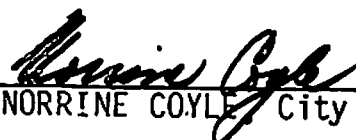
SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of May, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-283

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR FERTILIZER

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

SECTION 1. The plans and specifications for fertilizer to be used by the Parks and Recreation Department in various parks throughout the City copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on May 29, 1984, at 3:10 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of May, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-284

A RESOLUTION ACCEPTING THE BID OF SUPERIOR PIPELINE, INC. FOR THE CONSTRUCTION OF IMPROVEMENT DISTRICT NO. 25

WHEREAS, Resolution No.84-31 , adopted by the Council of the City of Modesto on January 17, 1984 , approved the plans and specifications for the construction of Improvement District No. 25 and authorized the calling for bids; and

WHEREAS, the bids received for the construction of Improvement District No. 25 were opened at 3:00 p.m. on February 7, 1984 , and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Superior Pipeline, Inc. in the amount of \$1,274,146 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Superior Pipeline, Inc. in the amount of \$1,274,146 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of May , 1984 , by Councilmember Sutton , who moved its adoption, which motion being duly seconded by Councilmember Lang , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:


NORRINE COYLE City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-285

A RESOLUTION ACCEPTING THE BID OF HALPRIN SUPPLY CO. FOR FURNISHING A REPLACEMENT FIRE HOSE

WHEREAS, Resolution No.84-164, adopted by the Council of the City of Modesto on March 27, 1984 , approved the plans and specifications for the purchase of a replacement fire hose and authorized the calling for bids; and


WHEREAS, the bids received for the furnishing of a replacement fire hose were opened at 3:00 p.m. on April 24, 1984 , and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Halprin Supply Co. in the amount of \$22,260 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Halprin Supply Co. in the amount of \$22,260 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of May , 1984 , by Councilmember Sutton , who moved its adoption, which motion being duly seconded by Councilmember Lang , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-286**

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER REVISIONS TO THE CONFLICT OF CODES OF THE CITY MANAGER'S OFFICE AND PLANNING AND COMMUNITY DEVELOPMENT DEPARTMENT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that June 5, 1984, at 4:00 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of revisions to the Conflict of Interest Codes of the City Manager's Office to add the Assistant to the City Manager position, and Planning and Community Development Department, to delete the Senior Planner position and add Principal Planner.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th. day of May, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-287

A RESOLUTION AMENDING THE ANNUAL BUDGET OF THE CITY OF MODESTO FOR FISCAL YEAR 1983-84 TO PROVIDE FUNDS FOR STREET MAINTENANCE.

WHEREAS, there are appropriations totalling \$496,000 in the Special Gas Tax Street Improvement Fund (Fund No. 7) for street construction which will not be completed until fiscal year 1984-85, and

WHEREAS, said appropriations can be better applied to street maintainance cost in fiscal year 1983-84,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the following adjustments be made to the Annual Budget of the City of Modesto for fiscal year 1983-84 to provide for increased street maintenance financing as follows:

SPECIAL GAS TAX STREET IMPROVEMENT FUND (FUND NO. 7)

- 1) The amount of \$496,000 now appropriated in the following accounts be reduced as follows:

<u>Account</u>	<u>Title</u>	<u>From</u>	<u>AMOUNT</u>		<u>Decrease</u>
			<u>To</u>		
6509	Whitmore & TSRR Crossing	\$ 80,688	\$ 688		\$ 80,000
6634	Resurface Tully Road to Palmilla Drive	186,566	1,566		185,000
6636	Reconstruct Woodland/ Carpenter/9th	80,000	-0-		80,000
6641	Woodland/Carpenter/Rosemore	80,000	-0-		80,000
6661	B St./7th to 9th/Resurface	20,000	2,000		18,000
6702	Orangeburg/Lakewood/ROW	54,000	1,000		53,000
		<u>\$501,254</u>	<u>\$5,254</u>		<u>\$496,000</u>

- 2) The amount of \$550,000 now appropriated in Account 70.01-8912, Transfer to General Fund, be increased \$496,000 from \$550,000 to \$1,046,000.

GENERAL FUND (FUND NO. 1)

The amount of \$550,000 now estimated as revenue in Account 941.07, Transfer In Special Gas Tax, be increased \$496,000 to \$1,046,000.

BE IT FURTHER RESOLVED that the Director of Finance is hereby authorized to take the necessary steps to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of May, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-288

A RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION WITH THE DEPARTMENT OF TRANSPORTATION UNITED STATES OF AMERICA, FOR A GRANT UNDER SECTION 5 OF THE URBAN MASS TRANSPORTATION ACT OF 1964, AS AMENDED, (TRANSIT OPERATIONS-FY 1984-85).

WHEREAS, the Secretary of Transportation is authorized to make grants for mass transportation projects, and

WHEREAS, the contract for financial assistance will impose certain obligations upon the applicant, including the provision by it of the local share of project costs, and

WHEREAS, it is required by the U. S. Department of Transportation in accordance with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of an application for assistance under the Urban Mass Transportation Act of 1964, as amended, the applicant give an assurance that it will comply with Title VI of the Civil Rights Act of 1964, and the U. S. Department of Transportation requirements thereunder, and

WHEREAS, it is the goal of the Applicant that minority business enterprise be utilized to the fullest extent possible in connection with this project, and that definitive procedures shall be established and administered to ensure that minority businesses shall have the maximum feasible opportunity to compete for contracts when procuring construction contracts, supplies, equipment contracts, or consultant and other services,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto:

1. That the City Manager of the City of Modesto is authorized to execute and file an application on behalf of the City of Modesto with the U. S. Department of Transportation, to aid in the financing of the City's transit operations in Fiscal Year 1984-85, pursuant to Section 5 of the Urban Mass Transportation Act of 1964, as amended.

2. That the City Manager of the City of Modesto is authorized to execute and file with such applications an assurance or any other document required by the U. S. Department of Transportation effectuating the purposes of Title VI of the Civil Rights Act of 1964.

3. That Douglas J. Carmody, Director of Parking and Traffic, is authorized to furnish such additional information as the U. S. Department of Transportation may require in connection with the application or the project.

4. That the Minority Business Enterprises Liaison Officer of the City of Modesto is authorized to set forth and execute affirmative minority business policies in connection with the project's procurement needs.

5. That the City Manager of the City of Modesto is authorized to execute grant contract agreements on behalf of the City of Modesto with the U. S. Department of Transportation for aid in financing of transit operations.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of May, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-289

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED-DEVELOPMENT ZONE, P-D(352).

WHEREAS, a verified application for an amendment to Section 14-3-9 of the Zoning Map was filed by Florsheim Properties on February 15, 1984, to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D, the following described property:

R-1 to P-D

ALL that certain real property situate in a portion of the Northwest quarter of Section 14, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and lying in the City of Modesto, County of Stanislaus and the State of California, more particularly described as follows:

COMMENCING at the centerline-centerline intersection of Floyd Avenue and Oakdale Road, said point lying on the West line of said Section 14; thence South 0°20'37" West along the centerline of said Oakdale Road and said West line of Section 14, 661.04 feet to the Point of Beginning of this description; thence South 88°51'00" East, 671.47 feet; thence South 0°20'37" West, 661.04 feet; thence North 88°51'01" West, 671.48 feet to a point on the said centerline of Oakdale Road; thence North 0° 20'37" East along said Oakdale Road, 661.04 feet to the Point of Beginning.

Containing 10.19 acres.

and

WHEREAS, after a public hearing held on April 2, 1984, and continued to April 16, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission that rezoning of the property to 208 condominium units, rather than 216 units as requested by the applicant, is required by public necessity, convenience and general welfare for the following reasons:

1. The property is located at the intersection of a major street and a collector street, an appropriate location for the proposed density.
2. P-D Zoning and the approved development plan will insure compatibility with the adjacent properties and street system.

and

WHEREAS, by Resolution No. 84-75, the Planning Commission recommended to the City Council that the above-described property be rezoned from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(352), for a 208 unit condominium development, and

WHEREAS, an appeal was filed by Mid-Valley Engineering on behalf of Florsheim Properties to the decision of the Planning Commission approving a 208 unit condominium development rather than a 216 unit condominium development, and

WHEREAS, after a public hearing held on May 15, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the appeal to the decision of the Planning Commission approving a 208 unit condominium development rather than the requested 216 units should be denied and the application of Florsheim Properties as recommended by the Planning Commission for a Planned-Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 84-75 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2257-C.S. on the 15th day of May, 1984, reclassifying the above-described property from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(352).

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

SECTION 1. APPEAL DENIED. The appeal filed by Mid-Valley Engineering on behalf of Florsheim Properties to the decision of the Planning Commission to limit the number of condominium units to 208, rather than the 216 units requested by the applicant, is hereby denied.

SECTION 2. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(352), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan (and floor plans) titled "Valley Oak Apartments" as amended in red, stamped approved by the Planning Commission on April 16, 1984.
2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation in accordance with Section 10-2.1515 of the Modesto Municipal Code. Screen landscaping shall be installed along the north and east property lines.
3. Fencing shall be constructed prior to occupancy and shall be as follows:

Six-foot board fence with decorative masonry pilasters along the north and east property lines.
4. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.
5. The developer shall dedicate and/or improve sufficient right-of-way as required by the Director of Engineering Services to complete Oakdale Road to a major street standard prior to occupancy or upon demand by the City, whichever occurs first.
6. That Manor Oak Drive shall be improved to at least 40-foot part-width collector street standards.
7. The required public street improvements shall be constructed prior to occupancy of any structures.
8. Prior to issuance of a building permit, street improvements plans shall be approved by the Director of Engineering Services.
9. Prior to issuance of a building permit the developer shall dedicate public utility easements as required by the utility companies and the Director of Engineering Services.

10. Irrigation lines shall be removed or relocated as required by the Modesto Irrigation District and the Director of Engineering Services. Easements for irrigation lines to remain shall be dedicated.
11. The development shall be served by positive storm drainage as required by the Director of Engineering Services. Drainage fees shall be paid as established for the Orchard Drainage District.
12. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.
13. Trash bins shall be kept in masonry enclosures in accordance with the approved plan and as determined by the Director of Planning and Community Development.
14. All utilities shall be underground and cable television service shall be stubbed into all units.
15. All signs shall comply with the sign requirements of the R-2 Zone.
16. Prior to the issuance of a building permit for any structure, a subdivision map shall be recorded.
17. Prior to City Council approval of a final subdivision map, the subdivider shall submit evidence in a form satisfactory to the City Attorney, that there has been created a Homeowners' Association to guarantee common facility and private property improvement and maintenance in accordance with the approved plan.
18. Prior to issuance of a building permit, the developer shall pay the City of Modesto the cost of planting street trees, the number as determined by the Director of Engineering Services.
19. All curbcuts serving two-way driveways shall be widened to 41 feet in width.
20. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.
21. The applicant shall record a "Notice of Conditions" in the Stanislaus County Recorder's Office on a form available in the Planning and Community Development Department.

SECTION 3. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D

(352) :

The entire construction program be accomplished in one phase, construction to begin on or before April 16, 1986, and completion to be not later than April 16, 1987.

SECTION 4. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-mentioned development plan shall be made in accordance with the provisions of Section 10-2.2708 of the Modesto Municipal Code.

SECTION 5. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 27 of Title X of the Modesto Municipal Code relating to Planned-Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 6. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned-Development Zone, P-D (352) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of May, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES: Councilmembers: None
ABSENT: Councilmembers: Mayor Mensinger

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

APPROVED AS TO DESCRIPTION:

By William P. Nichols
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 84-290

**A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL
ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING
AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF
DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING
TO AMENDMENTS TO SECTION MAP 14-3-9 OF THE ZONING MAP
OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY
LOCATED THEREON. (FLORSHEIM PROPERTIES)**

WHEREAS, on May 15, 1984, the City Council
introduced Ordinance Nos. 2257-C.S. and 2258-C.S. giving approval to projects relating
to amendments to Section Map 14-3-9 of the Zoning Map of the City of Modesto
to reclassify certain property from Low Density Residential Zone, R-1, to
Planned Development Zone, P-D(352), and Medium Density Residential Zone, R-2
, and

WHEREAS, the City Council certifies that at said Council meeting it
reviewed and considered the findings of the City of Modesto Environmental Assessment
Committee which resulted in a negative declaration in regard to the environmental
impact of the subject projects,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the Director of Planning and Community Development of the City of Modesto is
hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice
of Determination in regard to the environmental impact of the subject projects
relating to amendments to Section Map 14-3-9 of the Zoning Map of the City of Modesto
to reclassify certain property from Low Density Residential Zone, R-1, to
Planned Development Zone, P-D(352), and Medium Density Residential Zone, R-2
.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of May, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-291

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE RECONSTRUCTION OF ELM AVENUE FROM ARROWHEAD
COURT TO EMERALD AVENUE

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

SECTION 1. The plans and specifications for the reconstruction of Elm Avenue from Arrowhead Court to Emerald Avenue

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 12, 1984, at 11:00 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of May, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-292

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE IMPROVEMENT OF EMERALD AVENUE BETWEEN MODESTO
IRRIGATION DISTRICT LATERAL NO. 4 AND LAUREL AVENUE

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

SECTION 1. The plans and specifications for the improvement of Emerald Avenue between Modesto Irrigation District Lateral No. 4 and Laurel Avenue copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 12, 1984, at 11:05 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of May, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-293

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR FURNISHING SWIMMING POOL CHLORINE AND MURATIC
ACID

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

SECTION 1. The plans and specifications for the purchase of swimming pool chlorine and muratic acid copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 5, 1984, at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of May, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-294

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR FURNISHING ANNUAL DRY CELL BATTERY REQUIREMENTS

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

SECTION 1. The plans and specifications for the purchase of annual dry cell battery requirements

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 5, 1984, at 3:05 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of May, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Hensinger

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-295

A RESOLUTION ACCEPTING THE BID OF UNITED STATES TESTING COMPANY, INC. FOR FURNISHING THE ANNUAL COMPACTION, AGGREGATE AND CONCRETE TESTING SERVICES

WHEREAS, Resolution No.84-187, adopted by the Council of the City of Modesto on April 10, 1984 , approved the plans and specifications for the purchase of annual compaction, aggregate and concrete testing services and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of annual compaction, aggregate and concrete testing services were opened at 3:05 p.m. on May 1, 1984 , and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of the United States Testing Company, Inc. in the amount of \$6,675 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of United States Testing Company, Inc. in the amount of \$6,675 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of May , 1984 , by Councilmember Bright , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-296

A RESOLUTION ACCEPTING THE BID OF CAPITAL FIRE EQUIPMENT FOR FURNISHING EMERGENCY BREATHING EQUIPMENT

WHEREAS, Resolution No. 84-216, adopted by the Council of the City of Modesto on April 17, 1984, approved the plans and specifications for the purchase of emergency breathing equipment and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of emergency breathing equipment

were opened at 3:10 p.m. on May 8, 1984, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Capital Fire Equipment in the amount of \$6,911.20 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Capital Fire Equipment in the amount of \$6,911.20 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of May, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-297

A RESOLUTION ACCEPTING THE BID OF JONES CHEMICALS, INC. FOR FURNISHING LIQUID CHLORINE

WHEREAS, Resolution No.84-186, adopted by the Council of the City of Modesto on April 10, 1984 , approved the plans and specifications for the purchase of annual requirements of liquid chlorine and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of liquid chlorine were opened at 3:00 p.m. on May 1, 1984 , and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Jones Chemicals, Inc. in the amount of \$163 per ton be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Jones Chemicals, Inc. in the amount of \$163 per ton be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of May , 19 84, by Councilmember Bright , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-298**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE MODESTO BEE TO PRINT AND PUBLISH THE OFFICIAL LEGAL ADVERTISING FOR ONE YEAR BEGINNING JULY 1, 1984, AND ENDING JUNE 30, 1985

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and The Modesto Bee to print and publish the official legal advertising for one year beginning July 1, 1984, and ending June 30, 1984

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of May, 1984, by Councilmember Bright who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-299

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO
AUTHORIZING THE ISSUANCE OF BONDS FOR THE PURPOSE OF FINANCING
THE ACQUISITION AND CONSTRUCTION OF MULTI-FAMILY RENTAL
HOUSING FACILITIES BY VALLEY OAK ASSOCIATES, A CALIFORNIA
LIMITED PARTNERSHIP, AND PROVIDING OTHER MATTERS
PROPERLY RELATING THERETO

(VALLEY OAK PROJECT)

WHEREAS, the City Council of the City of Modesto (the "City") is authorized by Chapter 7 (commencing with Section 52075) of Part 5 of Division 31 of the Health and Safety Code of the State of California (the "Act") to provide financing for multi-family rental housing facilities within the City, on the terms and conditions therein provided;

WHEREAS, Valley Oak Associates, a California limited partnership (the "Company"), has requested the City to issue and sell its not to exceed \$6,500,000 principal amount of Multi-Family Rental Mortgage Revenue Bonds (Valley Oak Project) for the purpose of providing financing to the Company for the acquisition of land and construction of an approximately 208-unit multi-family rental structure to be located on a parcel of land located at the northeast corner of Oakdale Road and proposed Manor Oak Drive, as such parcel is more particularly described in Exhibit A, attached hereto and hereby made a part hereof, all in the City of Modesto, California and all being hereinafter referred to as the "Project"; and

WHEREAS, it is in the public interest, for the public benefit and in furtherance of the public purposes of the City that the City Council authorizes Bonds for financing the Project;

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

1. The City Council hereby authorizes the issuance and sale pursuant to the Act of not to exceed \$6,500,000 principal amount of the City's Multi-Family Rental Mortgage Revenue Bonds (Valley Oak Project) for the purpose of providing financing to the Company for the Project.

2. The issuance and sale of said Bonds shall be upon such terms and conditions as may be mutually agreed upon by the City, the Company and the purchaser of said Bonds and shall be issued by or pursuant to resolution of the City Council at a meeting duly held and conducted for such purpose.

3. The proceeds of the Bonds shall include such related and necessary issuance expenses, administrative costs, debt service reserves and interest payments as may be required to accomplish successfully the financing.

4. The City Council does hereby find that the adoption of this Resolution constitutes a substantial inducement to the Company to undertake the acquisition and construction of the Project.

5. This Resolution shall take effect immediately upon its passage and adoption; provided, however, that this Resolution shall have no force and effect following one (1) year from the date hereof unless either (i) the Bonds described herein shall have been sold or (ii) the City shall have extended the effective date of this Resolution by a resolution hereafter adopted.

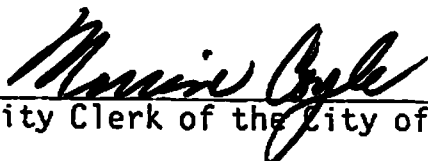
The foregoing resolution was introduced at a regular meeting the Council of the City of Modesto held on the 15th day of May, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:



City Clerk of the City of Modesto

APPROVED AS TO FORM



ELWYN JOHNSON, City Attorney

LEGAL DESCRIPTION

ALL that certain real property situate in a portion of Northwest quarter of Section 14, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at the Southwest corner of Parcel "A" as shown on the map filed in Volume 26 of Parcel Maps, at Page 48, Stanislaus County Records; thence South $88^{\circ}51'31''$ East, along the South line of said Parcel "A" and Parcel "B", a distance of 621.47 feet; thence South $0^{\circ}20'37''$ West, 621.09 feet to a point on the North line of proposed Manor Oak Drive, a 40.00 foot part width street; thence along said North line of proposed Manor Oak Drive the following (4) courses; 1) North $88^{\circ}51'39''$ West, 371.06 feet; 2) North $86^{\circ}28'29''$ West, 120.10 feet; 3) North $88^{\circ}51'39''$ West, 115.69 feet to the beginning of curve, concave to the Northeast; 4) thence 23.35 feet along said curve through a central angle of $89^{\circ}12'16''$ and having a radius of 15.00 feet, to a point on the proposed Easterly right-of-way line of Oakdale Road; thence North $0^{\circ}20'37''$ East, parallel with and 50.00 feet distant Easterly, measured at right angles from the centerline of said Oakdale Road, a distance of 601.32 feet to the point of beginning.

Containing 8.838 acres more or less.

Exhibit A

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-300**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND STANISLAUS COUNTY FOR INSTALLATION OF IMPROVEMENTS ON CALIFORNIA AVENUE IN THE VICINITY OF MARK TWAIN JUNIOR HIGH SCHOOL

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Stanislaus County for installation of improvements on California Avenue in the vicinity of Mark Twain Junior High School

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of May, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES: Councilmembers: None
ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-301**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
RAYMOND L. AND RUBY C. MARSH FOR THE LEASE OF 1004 THRASHER AVENUE**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Raymond L. and Ruby C.
Marsh for the lease of 1004 Thrasher Avenue in the future Airport Neighborhood Park
site

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 15th day of
May, 1984, by Councilmember Bright,
who moved its adoption, which motion being duly seconded by Council-
member Whiteside, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-302

A RESOLUTION AUTHORIZING THE CITY MANAGER TO SUBMIT AN APPLICATION AND FEE TO THE STATE DIVISION OF SAFETY OF DAMS FOR CONSTRUCTION OF A RESERVOIR AS PART OF THE SEWAGE TREATMENT PLANT EXPANSION PROJECT.

WHEREAS, a reservoir with a volume of 6,500 acre feet is proposed to be constructed as part of the City of Modesto's Sewage Treatment Plant Expansion Project, and

WHEREAS, the proposed reservoir is needed to comply with waste discharge requirements that prohibit discharges to the San Joaquin River during the months of June, July August, and September, and

WHEREAS, the Division of Safety of Dams regulates the construction of all reservoirs that have a volume of more than 50 acre feet, and an application and fee must be submitted to the Division of Safety of Dams along with the reservoir plans and specifications, and

WHEREAS, the fee for Modesto's wastewater storage reservoir, as set by the State Division of Safety of Dams, is \$42,400.00,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the City Manager of the City of Modesto is authorized to execute and file an application on behalf of the City of Modesto with the State Division of Safety of Dams, for the construction of a reservoir with a volume of 6,500 acre feet to be constructed as part of the City's Sewage Treatment Plant Expansion Project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of May, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-303

A RESOLUTION APPROVING SUBMISSION OF THE ANNUAL TRANSPORTATION CLAIM TO THE STANISLAUS AREA ASSOCIATION OF GOVERNMENTS (SAAG).

WHEREAS, money is available from the Local Transportation Fund and the State Transit Assistance Fund for use by the City of Modesto in carrying out various activities related to transportation, and

WHEREAS, annually these funds are allocated by the Stanislaus Area Association of Governments (SAAG) in accordance with established priorities, and

WHEREAS, the City of Modesto's claim has been prepared in accordance with established priorities and provides for the use of \$2,032,506 from the Local Transportation Fund, \$558,100 from the State Transit Assistance Fund, and \$31,500 from non-motorized funds,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that submission of the City of Modesto's Annual Transportation Claim by the City Manager to the Stanislaus Area Association of Governments (SAAG) in the amount of \$2,622,106 for the fiscal year 1984-85 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of May, 1984 by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was

upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: *Norrine Coyle*
 NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
 ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-304

A RESOLUTION APPROVING THE LOCAL AGENCY FORMATION COMMISSION
"CITY ANNEXATION QUESTIONNAIRE" FOR HOUSER LANE NO. 2 ANNEXATION

BE IT RESOLVED by the Council of the City of Modesto that
the attached Local Agency Formation Commission "City Annexation
Questionnaire" for Houser Lane No. 2
Annexation is hereby approved.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the 15th
day of May, 1984, by Councilmember Bright,
who moved its adoption, which motion being duly seconded by
Councilmember Whiteside, was upon roll call carried and
the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

CITY ANNEXATION QUESTIONNAIRE

1. Name of City Modesto

2. Name of Proposed Annexation Houser Lane No. 2

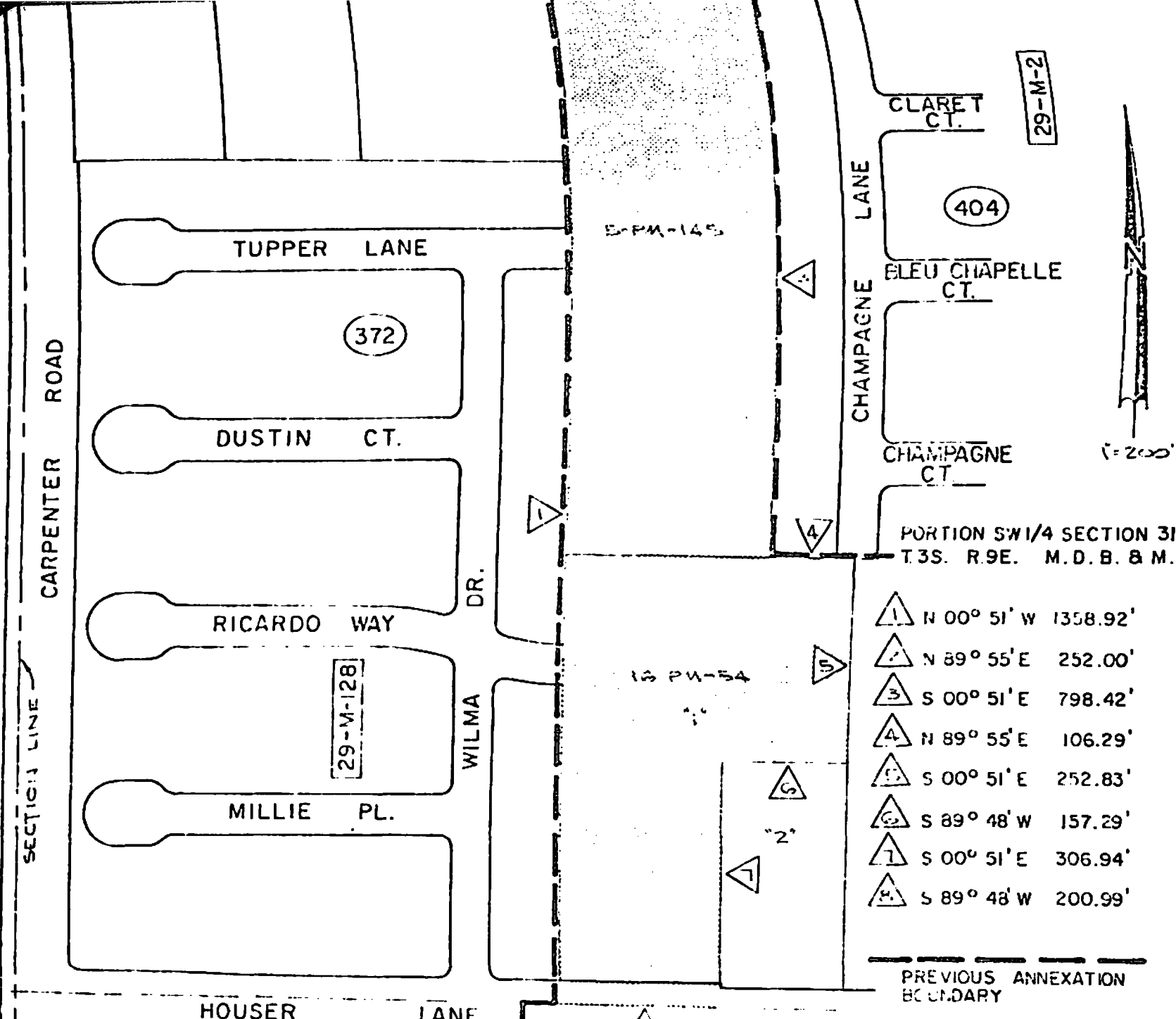
3. Can the City provide complete City Services to the annexation area if the proposal is approved?

Yes

4. If the proposal is approved, are there any conditions the city would like LAFCO to impose?

No

5. Other comments the city would like to make.



- (70) MARK TWAIN ADDITION
Filed 6-22-56 Instrument 17230
- (372) CARPENTER-HOUSER ADDITION
Filed 4-5-78 Instrument 63081
- (404) CALIFORNIA NO. 1 ANNEXATION
Filed 6-12-79 Instrument 82958

- [29-M-2] CHABLIS LANE
Filed 1-16-80
 - [29-M-128] CARPENTER PLAZA
Filed 12-14-81
- All references are to Stanislaus County Records

BASIS OF BEARINGS: N 89° 55' 00" E For the 1/4 Section Line as shown on California Ave. as per map filed 7-7-72 in Volume 14 of Maps Page 64, Stanislaus County Records

CITY OF MODESTO

HOUSER LANE NO.2 ANNEXATION

8.117 ACRES

MODESTO CITY COUNCIL
RESOLUTION NO. 84-305

A RESOLUTION ESTABLISHING PASSENGER FARES FOR DIAL-A-RIDE SERVICE AND SUPERSEDING RESOLUTION NO. 83-744.

BE IT RESOLVED by the Council of the City of Modesto that the following fares are hereby established for passengers riding on the City of Modesto's Dial-A-Ride service:

Regular Cash Fare:	\$ 1.20
Elderly and handicapped residing in board and carehomes.	\$.50
Ticket Books (containing 10 tickets)	\$ 7.50

BE IT FURTHER RESOLVED that Resolution No. 83-744 adopted on November 8, 1983, is hereby superseded.

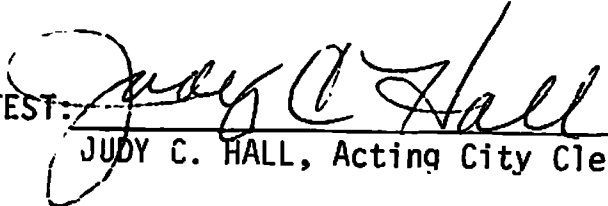
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of May, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84- 306

A RESOLUTION TERMINATING PROCEEDINGS TO AMEND THE
MODESTO URBAN AREA GENERAL PLAN TO AMEND THE LAND USE
AND CIRCULATION ELEMENTS MAP (COLLEGE WEST AREA).

WHEREAS, pursuant to the provisions of the Government Code of the State of California, the Modesto City Planning Commission is charged with the responsibility of recommending to the City Council a comprehensive, long-term general plan for physical development of the city and land outside its boundaries, which, in the Commission's judgment, relates to its planning, and

WHEREAS, a General Plan for the City of Modesto entitled "Modesto-Ceres-Empire Area General Plan", was recommended by the Modesto City Planning Commission and adopted by the Council of the City of Modesto by Resolution No. 59-33 on January 23, 1959, and

WHEREAS, thereafter the Planning Commission of the City of Modesto determined and found that amendments to said adopted General Plan of the City of Modesto and surrounding urban area were in the public interest, and said General Plan was amended by Modesto City Council resolutions:

- No. 65-695, adopted on December 27, 1965 (Land Use, Public Facilities and Circulation)
- No. 70-235, adopted on March 16, 1970 (Housing Element, Phase #1)
- No. 72-1042, adopted on October 2, 1972 (Interim Open Space Plan)
- No. 73-671, adopted on August 6, 1973 (Open Space and Recreation Elements)
- No. 74-651, adopted on August 5, 1974 (Land Use and Circulation Elements)
- No. 75-364, adopted on March 10, 1975 (Phase Two Housing Element)

- No. 75-638, adopted on June 9, 1975 (Safety, Scenic Highways and Seismic Safety Elements)
- No. 76-906, adopted on July 26, 1976 (Housing Element, Phase #3)
- No. 77-724, adopted on July 11, 1977 (Amended Land Use and Circulation Elements Map with Text Amendment on Storm Drains)
- No. 77-765, adopted on July 25, 1977 (Amendment to Land Use and Circulation Elements Map - Orchard Neighborhood)
- No. 78-854, adopted on August 14, 1978 (Conservation Element)
- No. 78-855, adopted on August 14, 1978 (Noise Element)
- No. 80-322, adopted on April 8, 1980 (Amendment to Land Use and Circulation Elements Map - College West Neighborhood)
- No. 80-636, adopted on July 1, 1980 (Amendment to Land Use and Circulation Elements Map)
- No. 81-50, adopted on January 27, 1981 (Amendment to Housing Element)
- No. 81-419, adopted on May 26, 1981 (Amendment to Land Use and Circulation Elements Map)
- No. 81-801, adopted on September 15, 1981 (Amendment to Housing Element)
- No. 82-457, adopted on June 22, 1982 (Amendment to Land Use and Circulation Elements Map)
- No. 83-33, adopted on January 18, 1983 (Amendment to Open Space and Recreation Elements),
- No. 84-13, adopted on January 10, 1984 (Amendment to Land Use and Circulation Elements Map), and

WHEREAS, the Land Use and Circulation Elements Map of the General Plan designates the area bounded by Freeway 99/the Southern Pacific Railroad, North Avenue, Morse Road Extended, Blue Gum Avenue, County Center No. 5, and Modesto Junior College Campus (College West Area) as Urban Reserve, and

WHEREAS, following recommendations from the City Council's Public Projects Committee that an Environmental Impact Report be prepared on development of the College West Area for light industrial purposes, that a Neighborhood Zoning and Development Plan be prepared for the College West Area, and that a General Plan Amendment be prepared to redesignate the College West Area from Urban Reserve to Urban, the City Council initiated proceedings by a motion at its October 12, 1982, meeting "that staff be directed to

prepare a General Plan Amendment, Neighborhood Zoning and Development Plan and Environmental Impact Report on the College West Neighborhood during the coming year", and

WHEREAS, the City's Planning and Community Development Department completed a Draft Environmental Impact Report for the College West Area, dated July 1983, and

WHEREAS, after addressing and resolving concerns of the San Francisco office of the Environmental Protection Agency, the Planning and Community Development Department completed a Final Environmental Impact Report for the College West Area, dated January 1984, and

WHEREAS, a public hearing was held by the Planning Commission on March 5, 1984, on an amendment to the General Plan to redesignate the College West Area from Urban Reserve to Urban, at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, after said public hearing the Planning Commission by Resolution No. 84-51, adopted on March 5, 1984, recommended to the City Council the denial of the proposed amendment to the Land Use and Circulation Elements Map of the Modesto Urban Area General Plan, which would redesignate the College West Area from Urban Reserve to Urban, because of insufficient mitigation of traffic impacts as identified in the Environmental Impact Report, and

WHEREAS, the City Council opened a public hearing on said proposed amendment, on April 24, 1984, at 7:30 p.m., in the City Council Chambers, in City Hall, Modesto, California, and thereafter continued said public hearing to May 22, 1984 at 7:30 p.m., and

WHEREAS, by letter dated May 14, 1984, property owners in the College West Area requested that said proceedings to amend the Modesto Urban Area General Plan be terminated, and

WHEREAS, at its regularly scheduled meeting on May 15, 1984, the Council considered said request to terminate said proceedings and by motion indicated the Council's intention, at the time for the continued public hearing on Tuesday, May 22, 1984 at 7:30 p.m., to terminate the proposed Amendment to the General Plan for the College West Area, subject to the right of the Council to reinitiate the proposal at a later time, and directing the City Clerk to notify interested parties of the Council's intention, and

WHEREAS, the Council further considered said matter at the time of the continued public hearing on May 22, 1984 at 7:30 p.m., and

WHEREAS, the Council certifies that it has received and reviewed the findings of the City of Modesto Environmental Assessment Committee which resulted in the preparation of an Environmental Impact Report and has received and reviewed said Environmental Impact Report and the environmental impact of the proposed amendment to the General Plan.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the proceedings to consider the adoption of the proposed amendment to the Land Use and Circulation Elements Map of the adopted General Plan of the City of Modesto and the surrounding urban area to redesignate the College West Area from Urban Reserve to Urban are hereby terminated, subject to the right of the Council to reinitiate the proceedings at a later time.

BE IT FURTHER RESOLVED by the Council that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the proposed amendment to the General Plan.

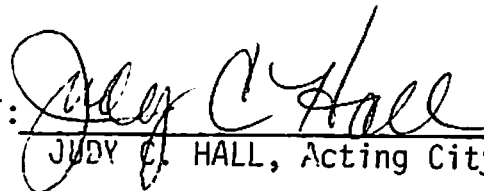
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of May, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By


ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-307

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS TO RECYCLE-IN-PLACE VARIOUS CITY STREETS, 1983-84

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


SECTION 1. The plans and specifications to recycle-in-place various
City streets, 1983-84
copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on June 19, 1984, at 11:00 a.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 22nd day of May, 1984,
by Councilmember Whiteside, who moved its adoption, which motion
being duly seconded by Councilmember Sutton, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: 
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-308

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE RESURFACING OF TULLY ROAD FROM BRIGGSMORE
AVENUE TO PALMILLA DRIVE - PART I

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

SECTION 1. The plans and specifications for the resurfacing of Tully
Road from Briggsmore Avenue to Palmilla Drive - Part I
copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on June 19, 1984, at 11:05 a.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 22nd day of May, 1984,
by Councilmember Whiteside, who moved its adoption, which motion
being duly seconded by Councilmember Sutton, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-309

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE USTICK-TUDOR-WALDO-IRONSIDE WATERLINE EXTENSION

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

SECTION 1. The plans and specifications for the Ustick-Tudor-Waldo-Ironside waterline extension copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 12, 1984, at 11:10 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of May, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-310

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE CITY'S ANNUAL REQUIREMENTS OF READY-MIXED
CONCRETE PRODUCTS

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

SECTION 1. The plans and specifications for the City's annual requirements
of ready-mixed concrete products

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on June 12, 1984, at 3:00 p.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

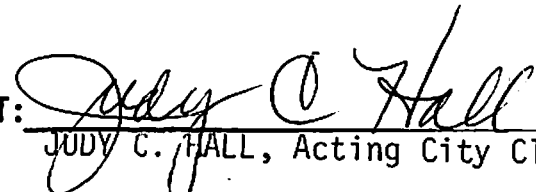
SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 22nd day of May, 1984,
by Councilmember Whiteside, who moved its adoption, which motion
being duly seconded by Councilmember Sutton, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-311

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR FURNISHING ONE EQUIPMENT TRAILER

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

SECTION 1. The plans and specifications for the purchase of one
equipment trailer

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on June 19, 1984, at 3:00 p.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 22nd day of May, 1984,
by Councilmember Whiteside, who moved its adoption, which motion
being duly seconded by Councilmember Sutton, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-312

A RESOLUTION ACCEPTING THE BID OF CLYDE WHEELER PIPELINE FOR THE TUDOR-WALDO-IRONSIDE SUBTRUNK SEWER EXTENSION

WHEREAS, Resolution No.84-232, adopted by the Council of the City of Modesto on April 24, 1984 , approved the plans and specifications for the Tudor-Waldo-Ironside subtrunk sewer extension and authorized the calling for bids; and

WHEREAS, the bids received for the Tudor-Waldo-Ironside subtrunk sewer extension were opened at 11:00 a.m. on May 15, 1984 , and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Clyde Wheeler Pipeline in the amount of \$28,900 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Clyde Wheeler Pipeline in the amount of \$28,900 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

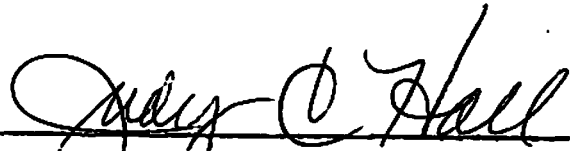
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of May , 1984 , by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-313

A RESOLUTION ACCEPTING THE BID OF E.J. HACKETT FOR THE EXTERIOR PAINTING OF THE MCHENRY MUSEUM

WHEREAS, Resolution No. 84-233, adopted by the Council of the City of Modesto on April 24, 1984, approved the plans and specifications for the exterior painting of the McHenry Museum and authorized the calling for bids; and

WHEREAS, the bids received for the exterior painting of the McHenry Museum were opened at 11:05 a.m. on May 15, 1984, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of E.J. Hackett in the amount of \$11,400 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of E.J. Hackett in the amount of \$11,400 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

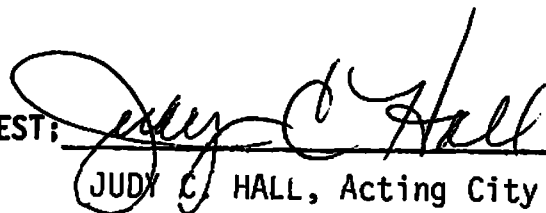
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of May, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:



JUDY C. HALL, Acting City Clerk

A RESOLUTION ACCEPTING THE BID OF SAFE-T-LITE FOR FURNISHING ANNUAL REQUIREMENTS OF STREET NAME SIGNS

WHEREAS, Resolution No. 84-215, adopted by the Council of the City of Modesto on April 17, 1984 , approved the plans and specifications for the purchase of City's annual requirements of street name signs and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of annual requirements of street name signs were opened at 3:00 p.m. on May 8, 1984 , and later tabulated by the Director of Finance for the consideration of the Council; and

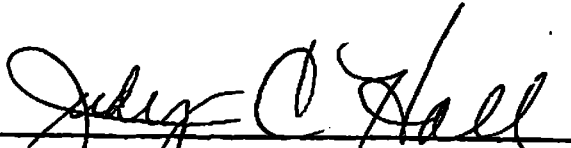
WHEREAS, the Director of Finance has recommended that the bid of Safe-T-Lite be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Safe-T-Lite be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of May , 1984 , by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:


JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-315

A RESOLUTION ACCEPTING THE BID OF MODESTO BUILDING MAINTENANCE FOR FURNISHING JANITORIAL SERVICES AT AMERICAN LEGION HALL

WHEREAS, Resolution No.84-214, adopted by the Council of the City of Modesto on April 17,1984 , approved the plans and specifications for the janitorial services at American Legion Hall and authorized the calling for bids; and

WHEREAS, the bids received for the janitorial services at American Legion Hall were opened at 3:05 p.m. on May 8, 1984 , and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Modesto Building Maintenance in the amount of \$98.00 per servicing be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Modesto Building Maintenance in the amount of \$98.00 per servicing be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

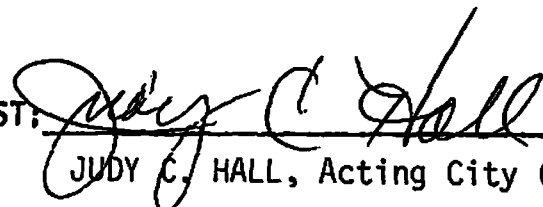
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of May , 1984 , by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-316

A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN A PREAPPLICATION FOR A FEDERAL GRANT FOR MODESTO CITY-COUNTY AIRPORT FOR RECONSTRUCTING APPROXIMATELY FOUR ACRES OF PAVEMENT AND TAXIWAYS AND PROVIDING DRAINAGE TO A T-HANGAR AREA

BE IT RESOLVED by the Council of the City of Modesto that the submission of a preapplication to the Federal Aviation Administration (FAA) for a grant for two projects at the Modesto City-County Airport involving reconstructing approximately four acres of pavement and taxiways and providing drainage to a T-hangar area, and in the amount of \$75,000, be and hereby is approved.

BE IT FURTHER RESOLVED that the execution of the preapplication by the City's designated official, Garth Lipsky, City Manager, be and it is hereby authorized.

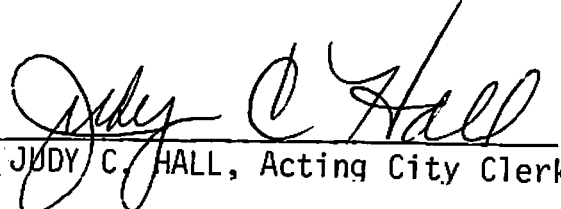
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of May, 1984, by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


JUDY C. HALL, Acting City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-317**

HOLD HARMLESS

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND STANISLAUS COUNTY FOR POLICE DEPARTMENT USE OF TWO PRISONER TRANSPORTATION VANS AND ONE BUS ON JUNE 9 AND 10, 1984

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Stanislaus County for Police Department use of two prisoner transportation vans and one bus on June 9 and 10, 1984

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of May, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


JUDY C. HALL, Acting City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-318**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
FAIRTRON CORPORATION FOR INSTALLATION OF A SCOREBOARD AT JOHN THURMAN FIELD**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Fairtron Corporation
for installation of a scoreboard at John Thurman Field

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 22nd day of
May, 1984, by Councilmember Whiteside,
who moved its adoption, which motion being duly seconded by Council-
member Sutton, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-319

A RESOLUTION VACATING AND ABANDONING CALIFORNIA AVENUE
BETWEEN JEFFERSON STREET AND "H" STREET AND THE 20-FOOT
PUBLIC ALLEY IN BLOCK 400 OF THE CITY OF MODESTO.

WHEREAS, the Council of the City of Modesto adopted Resolution No. 84-240 on April 24, 1984, declaring its intention to vacate and abandon California Avenue between Jefferson Street and "H" Street and the 20-foot public alley in Block 400 of the City of Modesto, and

WHEREAS, said California Avenue between Jefferson Street and "H" Street and the 20-foot public alley in Block 400 of the City of Modesto to be vacated and abandoned are more particularly shown on that certain map entitled, "Vacate and Abandon California Avenue between "H" and Jefferson Streets and Alley Block 400 LD82-1" dated October 6, 1982, which is on file in the office of the City Clerk, and

WHEREAS, said Resolution No. 84-240 was published in The Modesto Bee, the official newspaper of the City of Modesto, once each week for two (2) successive weeks prior to the hereinafter referred to hearing, and

WHEREAS, the Director of Planning and Community Development of the City of Modesto has caused notices of said proposed vacation and abandonment to be posted conspicuously along the lines of the properties proposed to be vacated and abandoned at least fourteen (14) days before the date of the hereinafter referred to hearing in the manner specified by law, and

WHEREAS, a hearing was held on Tuesday, May 15, 1984, at the hour of 4:00 o'clock p.m. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, at which time all persons interested in or objecting to the proposed vacation were afforded the opportunity to appear, and

WHEREAS, all things and acts necessary to be done as required by Division 9, Part 3, of the Streets and Highways Code of the State of California in order to vacate and abandon said properties have been done and accomplished, and

WHEREAS, the Council finds and declares that California Avenue between Jefferson Street and "H" Street and the 20-foot public alley in Block 400 of the City of Modesto are unnecessary for present or prospective street and alley purposes, and that the vacation and abandonment thereof is in the public interest, subject to the conditions hereinafter set forth, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings contained in the Initial Study of the Modesto City Schools which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, that it hereby orders and declares the vacation and abandonment of California Avenue between Jefferson Street and "H" Street and the 20-foot public alley in Block 400 of the City of Modesto, as shown on the map entitled, "Vacate and Abandon California Avenue between "H" and Jefferson Streets and Alley Block 400 LD82-1", on file in the office of the City Clerk, and more particularly described on Exhibit "A" which is attached hereto and made a part hereof as though set forth in full herein, said vacation and abandonment being subject to the following conditions:

1. That the entire 60-foot width of California Avenue be retained as a public utility easement.
2. That the entire width of the 20-foot alley in Block 400 be retained as a public utility easement.

3. That within 90 days following final abandonment action by the City Council the Modesto High School District shall construct curb and gutter and sidewalk or other permanent barriers to be approved by the Director of Engineering across the Jefferson Street and "H" Street ends of the abandoned California Avenue right-of-way.
4. That the Modesto High School District shall have improvement plans prepared by a registered civil engineer which shall be submitted for approval by the Director of Engineering for the physical closure of California Avenue at Jefferson Street and "H" Street.

BE IT FURTHER RESOLVED that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to the vacation and abandonment of California Avenue between Jefferson Street and "H" Street and the 20-foot public alley in Block 400 of the City of Modesto, County of Stanislaus, State of California.

BE IT FURTHER RESOLVED that the City Clerk shall cause a certified copy of this resolution, attested under the seal of the City, to be recorded in the Office of the County Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of June, 1984, by Councilmember Sutton, who moved its adoption, which motion

being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang, Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By Jerry H. Smith
ENGINEERING DEPARTMENT
J. H. Smith 5-17-84

VACATE AND ABANDON CALIFORNIA AVENUE BETWEEN "H" AND JEFFERSON STREETS AND ALLEY
IN BLOCK 400

All that real property in the State of California, County of Stanislaus, City of Modesto, being a portion of Blocks 338 and 400 of the CITY OF MODESTO, as per map filed December 21, 1942 in Volume 15 of Maps, Stanislaus County Records, described as follows:

PARCEL 400-1 (CALIFORNIA AVENUE ABANDONMENT)

Beginning at the Northwestern corner of said Block 338, said corner being on the Eastern line of 80.00 foot South Jefferson Street; thence along said Eastern line of South Jefferson Street, North 00° 08' 53" West, 59.66 feet, to the Southwestern corner of said Block 400; thence along the Southern line of Block 400, said line also being the Northern line of California Avenue, South 88° 17' 23" East, 336.52 feet, to a point on the Northwestern line of "H" Street; thence along said Northwestern line of "H" Street, South 48° 32' 48" West, 87.56 feet, to a point on the Northern line of Block 338, said point being the most Northwesterly corner of right of way conveyed to the City of Modesto by Deed recorded March 5, 1973, as Instrument 37471, Stanislaus County Records; thence along said Northern line of Block 338 and the Southern line of California Avenue, North 88° 14' West, 270.72 feet, to the point of beginning.

Reserving all of the above as a Public Utilities Easement.

PARCEL 400-2 (ALLEY ABANDONMENT)

Beginning at the Northwestern corner of Lot 28 in said Block 400, said corner being on the Eastern line of 80.00 foot South Jefferson Street; thence along said Eastern line of South Jefferson Street, North 00° 30' East, 20.00 feet, to the Southwestern corner of Lot 1 in Block 400; thence along the Northern line of the East-West 20.00 foot alley in Block 400, and along the Southern line of Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13 and 14 in Block 400, South 88° 17' 23" East, 350.00 feet, to the Western line of 80.00 foot South Washington Street; thence along said Western line of South Washington Street, South 00° 30' West, 20.00 feet, to the Northeastern corner of Lot 15 in Block 400; thence along the Southern line of said 20.00 foot East-West alley in Block 400 and the Northern line of Lots 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27 and 28 in Block 400, North 88° 17' 23" West, 350.00 feet, to the point of beginning.

Reserving all of the above as a Public Utilities Easement.

MODESTO CITY COUNCIL
RESOLUTION NO. 84-320

A RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION WITH THE DEPARTMENT OF TRANSPORTATION UNITED STATES OF AMERICA, TO AUGMENT GRANT NO. CA-05-0090 UNDER SECTION 5 OF THE URBAN MASS TRANSPORTATION ACT OF 1964, AS AMENDED, (2 REPLACEMENT BUSES).

WHEREAS, the Secretary of Transportation is authorized to make grants for mass transportation projects, and

WHEREAS, the contract for financial assistance will impose certain obligations upon the applicant, including the provision by it of the local share of project costs, and

WHEREAS, it is required by the U. S. Department of Transportation in accordance with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of an application for assistance under the Urban Mass Transportation Act of 1964, as amended, the applicant give an assurance that it will comply with Title VI of the Civil Rights Act of 1964, and the U. S. Department of Transportation requirements thereunder, and

WHEREAS, it is the goal of the Applicant that minority business enterprise be utilized to the fullest extent possible in connection with this project, and that definitive procedures shall be established and administered to ensure that minority businesses shall have the maximum feasible opportunity to compete for contracts when procuring construction contracts, supplies, equipment contracts, or consultant and other services,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto:

1. That the City Manager of the City of Modesto is authorized to execute and file an application on behalf of the City of Modesto with the U. S. Department of Transportation, to aid in the financing of the purchase of 2 replacement buses, pursuant to Section 5 of the Urban Mass Transportation Act of 1964, as amended.

2. That the City Manager of the City of Modesto is authorized to execute and file with such applications an assurance or any other document required by the U. S. Department of Transportation effectuating the purposes of Title VI of the Civil Rights Act of 1964.

3. That Douglas J. Carmody, Director of Parking and Traffic, is authorized to furnish such additional information as the U. S. Department of Transportation may require in connection with the application or the project.

4. That the Minority Business Enterprises Liaison Officer of the City of Modesto is authorized to set forth and execute affirmative minority business policies in connection with the project's procurement needs.

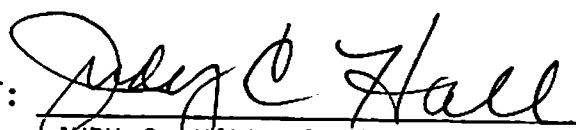
5. That the City Manager of the City of Modesto is authorized to execute grant contract agreements on behalf of the City of Modesto with the U. S. Department of Transportation for aid in financing the purchase of 2 replacement buses.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson


NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: 
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-321

A RESOLUTION DENYING THE APPEAL OF RUSSELL HARRISON TO A DECISION OF THE BOARD OF ZONING ADJUSTMENT DENYING A VARIANCE TO PERMIT HOUSE AND GARAGE ENCROACHMENTS INTO SIDE-STREET SIDE YARD AND REAR YARD SETBACKS AND EXCESS LOT COVERAGE AT 502 MYRTLE AVENUE IN THE CITY OF MODESTO AND AFFIRMING THE DECISION OF THE BOARD OF ZONING ADJUSTMENT.

WHEREAS, an application for a variance from the provisions of Sections 10-2.508, 10-2.1602(a)(3) and Section 10-2.1801(a) of the Modesto Municipal Code to permit house and garage additions with encroachments into side street side yard and rear yard setbacks and excess lot coverage at 502 Myrtle Avenue, on the northeast corner of Myrtle Avenue and West Morris Avenue was filed by Russell Harrison on April 2, 1984, and

WHEREAS, Section 10-2.1904(a) and 10-2.2001 of the Modesto Municipal Code authorize the Board of Zoning Adjustment to grant variances subject to findings specified in Section 10-2.2003, and

WHEREAS, a public hearing was held by the Board of Zoning Adjustment on April 26, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, the Board of Zoning Adjustment by Resolution No. 1166 found and determined that there are no exceptional or extraordinary circumstances or conditions applicable to the property which would justify granting a variance, and denied the application of Russell Harrison for a variance, and

WHEREAS, an appeal to the City Council was filed by Russell Harrison to said decision of the Board of Zoning Adjustment, and

WHEREAS, said matter was set for public hearing before the City Council at its regular meeting place located in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, at 4:00 p.m. on June 5, 1984, and

WHEREAS, after hearing evidence both oral and documentary at said hearing the Council found and determined that said appeal to the decision of the Board of Zoning Adjustment which denied the application of Russell Harrison to permit house and garage additions with encroachments into side-street side yard and rear yard setbacks and excess lot coverage at 502 Myrtle Avenue should be denied, and the decision of the Board of Zoning Adjustment affirmed, for the reason that there are no exceptional or extraordinary circumstances or conditions applicable to the property which would justify granting the requested variance.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby denies the appeal of Russell Harrison to the decision of the Board of Zoning Adjustment, which denied a variance to permit house and garage encroachments into side-street side yard and rear yard set backs and excess lot coverage at 502 Myrtle Avenue in the City of Modesto, and affirms the decision of the Board of Zoning Adjustment for the reason set forth above.

BE IT FURTHER RESOLVED that this Council hereby waives the one year limitation set forth in Section 10-2.2006 of the Modesto Municipal Code in order that Russell Harrison can submit a new application to the Board of Zoning Adjustment for a variance based on a redesign and finds and determines that the interest of the general public will not be adversely affected by said waiver.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 1984, by Council-

member Bright, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-322

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR
PLANNED-DEVELOPMENT ZONE, P-D (354).

WHEREAS, a verified application for an amendment to Section

9-3-9 of the Zoning Map was filed by Price Development
_____ on February 7, 19 84, to
reclassify from Low Density Residential Zone, R-1,

to Planned-Development Zone, P-D, the following described property:

ALL that certain real property situate in a portion of the Northwest quarter of Section 9, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and lying within the City of Modesto, County of Stanislaus, State of California, more particularly described as follows:

COMMENCING at the centerline centerline intersection of McHenry Avenue and Sylvan Avenue as shown on the Official Map filed in Book 12 of Surveys at Page 112, Stanislaus County records; thence North 0°53' West, along the centerline of said McHenry Avenue, a distance of 1655.53 feet; thence South 89°18'20" East, 1000.00 feet to the point of beginning of description; thence North 0°53' West, 660.00 feet; thence South 89°18'20" East, 1639.48 feet; thence South 51°20' East 660.43 feet; thence North 89°18'20" West, 1639.16 feet to the point of beginning of this description.

WHEREAS, after public hearing held on April 2, 1984, and continued to April 16, 1984, and again to May 7, 1984, in the City Council Chambers, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The medium residential density is not of special concern due to the commercial development to the west and the large mobile home park across Coralwood Road to the north.
2. The project as proposed would not have adverse traffic impacts.

WHEREAS, after a public hearing held on June 5, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Price Development for a Planned-Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth above, and

WHEREAS, the Council has introduced Ordinance No. 2260 -C.S. on the 5th day of June, 1984, reclassifying the above-described property from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D (354).

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

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned
Development Zone, P-D(354) is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "San Remo" as amended in red, stamped approved by the Planning Commission on May 7, 1984.
2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation in accordance with Section 10-2.1515 of the Modesto Municipal Code. Screen landscaping shall be installed along the south and east property lines.
3. Fencing shall be constructed prior to occupancy and shall be as follows:
 - a. Six-foot board fence with decorative masonry pilasters along the north half of the east property line and along the east and north sides of the drainage pond.
 - b. Eight-foot decorative masonry wall along the south half of the east property line adjacent to the parking area.
4. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.
5. The developer shall dedicate and/or improve sufficient right-of-way as required by the Director of Engineering Services to complete Coralwood Road to a collector street standard prior to occupancy or upon demand by the City, whichever occurs first.
6. All private streets and parking areas shall be constructed in accordance with the standard structural section for residential streets as contained in the City of Modesto Standard Specifications.
7. Drainage shall be provided as required by the Director of Engineering Services.
8. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.

9. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of the same building materials used in the major buildings as determined by the Director of Planning and Community Development.
10. All utilities shall be underground and cable television service shall be stubbed into all units.
11. All signs shall comply with the sign requirements of the R-3 Zone.
12. Prior to the issuance of a building permit for any structure, a subdivision map shall be recorded.
13. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D (354):

That the construction program be accomplished in three phases as follows:

Phase I - To start on or before May 7, 1986; completion to be by May 7, 1988

Phase II - To start on or before May 7, 1987; completion to be by May 7, 1989

Phase III - To start on or before May 7, 1988; completion to be by May 7, 1990

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-mentioned development plan shall be made in accordance with the provisions of Section 10-2.2708 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 27 of Title X of the Modesto Municipal Code relating to Planned-Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned-Development Zone, P-D (354) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

(SEAL)

ATTEST:

Judy C. Hall
JUDY C. HALL, Acting City Clerk

APPROVED AS TO FORM:

APPROVED AS TO DESCRIPTION:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

By William J. ...
Department of Planning and
Community Development

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-323**

**A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL
ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING
AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF
DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING
TO AN AMENDMENT TO SECTION MAP 9-3-9 OF THE ZONING MAP OF
THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY
LOCATED THEREON. (PRICE DEVELOPMENT)**

WHEREAS, on June 5, 1984, the City Council
introduced Ordinance No. 2260-C.S. giving approval to a project relating
to an amendment to Section Map 9-3-9 of the Zoning Map of the City of Modesto
to reclassify certain property from Low Density Residential Zone, R-1,
to Planned Development Zone, P-D(354)

_____ , and

WHEREAS, the City Council certifies that at said Council meeting it
reviewed and considered the findings of the City of Modesto Environmental Assessment
Committee which resulted in a negative declaration in regard to the environmental
impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the Director of Planning and Community Development of the City of Modesto is
hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice
of Determination in regard to the environmental impact of the subject project
relating to an amendment to Section Map 9-3-9 of the Zoning Map of the City of
Modesto to reclassify certain property from Low Density Residential
Zone, R-1, to Planned Development Zone, P-D(354)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-324

A RESOLUTION AMENDING THE CONFLICT OF INTEREST CODE OF THE DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT OF THE CITY OF MODESTO.

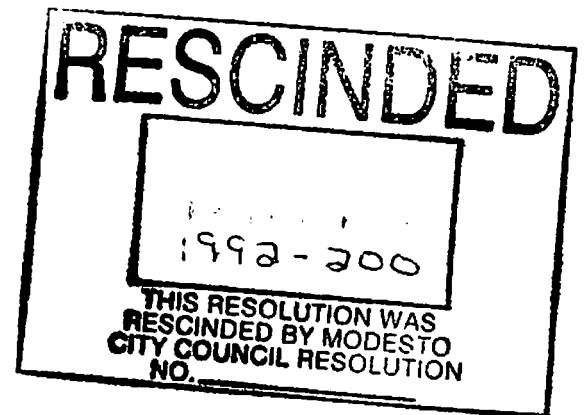
WHEREAS, a Conflict of Interest Code for the Department of Planning and Community Development of the City of Modesto was approved by Modesto City Council Resolution No. 77-487 pursuant to Modesto City Council Resolution No. 77-27, as superseded by Resolution No. 84-203, designating the agencies of the City of Modesto required to adopt a Conflict of Interest Code, and

WHEREAS, due to changed circumstances said Code has been previously amended by Modesto City Council Resolutions No. 81-445, 82-350, 84-208, and

WHEREAS, due to additional changed circumstances said Code should be further amended, and

WHEREAS, the Council held a public hearing on June 5, 1984, to consider the proposed amendment,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Exhibit "A" of the Conflict of Interest Code of the Department of Planning and Community Development of the City of Modesto is hereby amended, as attached hereto, to add Principal Planner, with Disclosure Category No. 1, and delete Senior Planner, with Disclosure Category No. 1, said amendments to be effective upon the adoption of this resolution.



The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

EXHIBIT "A"

<u>Designated Positions</u>	<u>Disclosure Category</u>
Assistant Planner	1
Associate Planner	1
Code Enforcement Specialist	1
Director of Planning and Community Development	1
Housing Program Officer	1
Housing Conservationist	1
Housing Financial Specialist	1
Housing Rehabilitation Specialist I	1
Housing Rehabilitation Specialist II	1
Principal Planner	1
Supervising Housing Rehabilitation Specialist	1
Zoning Inspector	1

MODESTO CITY COUNCIL
RESOLUTION NO. 84-325

RESCINDED

1992-194

A RESOLUTION AMENDING THE CONFLICT OF INTEREST CODE OF THE
OFFICE OF THE CITY MANAGER OF THE CITY OF MODESTO

THIS RESOLUTION WAS
RESCINDED BY MODESTO
CITY COUNCIL RESOLUTION
NO. _____

WHEREAS, a Conflict of Interest Code for the Office of the City

Manager of the City of Modesto was approved by Modesto City Council Resolution No. 77-480 pursuant to Modesto City Council Resolution No. 77-27, as superseded by Resolution No. 84-203, designating the agencies of the City of Modesto required to adopt a Conflict of Interest Code, and

WHEREAS, due to changed circumstances said Code has been previously amended by Modesto City Council Resolutions No. 78-950, 80-70, 81-442, 81-762, and 84-206, and

WHEREAS, due to additional changed circumstances said Code should be further amended, and

WHEREAS, the Council held a public hearing on June 5, 1984, to consider the proposed amendment,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Exhibit "A" of the Conflict of Interest Code of the Office of the City Manager of the City of Modesto is hereby amended, as attached hereto, to add Assistant to the City Manager, with Disclosure Category No. 2, and said amendment to be effective upon the adoption of this resolution.

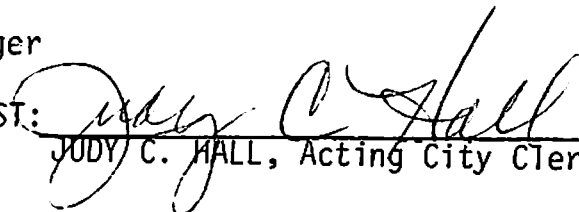
BE IT FURTHER RESOLVED that Exhibit "B" of the Conflict of Interest Code of the Office of the City Manager of the City of Modesto is hereby amended as attached hereto to add Disclosure Category 2, said amendment to be effective upon adoption of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: 
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

EXHIBIT "A"

<u>Designated Positions</u>	<u>Disclosure Category</u>
City Manager	1
Deputy City Manager	1
Assistant to the City Manager	2

EXHIBIT "B"

1. The City Manager is required, pursuant to Government Code Section 87200, to disclose investments, interests in real property and income. No other or additional disclosure requirements are imposed by this Conflict of Interest Code.
2. Designated employees in Group "2" must report:
 - A. Interests in real property.
 - B. Investments.
 - C. Investments and interests in real property held by business entities you control.
 - D. Income.
 - E. Gifts.
 - F. Income of a business entity in which the designated employee or spouse owns 10 percent or greater interest and which provides legal or brokerage services.
 - G. Income of a business entity in which the designated employee or spouse owns 10 percent or greater interest and which does not provide legal or brokerage services.
 - H. Employment and management positions in business entities.

MODESTO CITY COUNCIL
RESOLUTION NO. 84-326

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR OVERLAY OF VARIOUS CITY STREETS, 1984-85

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

SECTION 1. The plans and specifications for the overlay of various
City streets, 1984-85

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on June 26, 1984, at 11:00 a.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

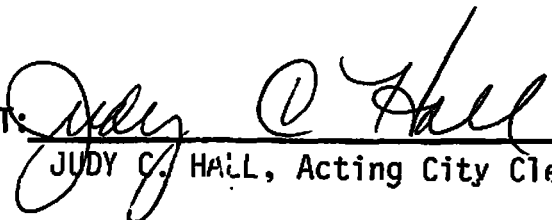
SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 5th day of June, 1984,
by Councilmember Lang, who moved its adoption, which motion
being duly seconded by Councilmember Whiteside, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: 
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-327

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE CONSTRUCTION OF THE CATERER'S KITCHEN AT THE
MCHENRY MANSION

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

SECTION 1. The plans and specifications for the construction of the
caterer's kitchen at the McHenry Mansion
copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on June 26, 1984, at 11:05 a.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 5th day of June, 1984,
by Councilmember Lang, who moved its adoption, which motion
being duly seconded by Councilmember Whiteside, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: 
JODY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-328

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR PROJECT NO. 14, REPLACEMENT OF CURB, DRIVE APRONS,
AND SIDEWALKS AT VARIOUS LOCATIONS

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

SECTION 1. The plans and specifications for Project No. 14, replacement of curb, drive aprons, and sidewalks at various locations copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 19, 1984, at 11:10 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

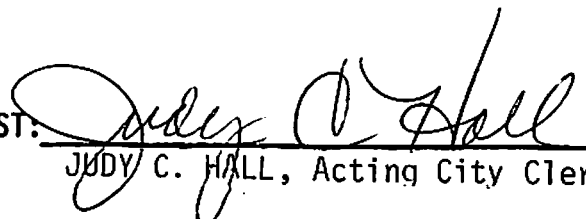
SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: 
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-329

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR REPLACEMENT OF DOWNTOWN CURBS, PROJECT NO. 2

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

SECTION 1. The plans and specifications for replacement of downtown curbs, Project No. 2

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 19, 1984, at 11:15 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: 
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-330

A RESOLUTION ACCEPTING THE BID OF DYN CONSTRUCTION CORPORATION FOR WASTEWATER TREATMENT AND DISPOSAL FACILITIES, UNIT NO. 1 (PROJECT NO. C-06-1063-210-01)

WHEREAS, Resolution No.84-104, adopted by the Council of the City of Modesto on February 28, 1984 , approved the plans and specifications for the Water Quality Control Plant expansion - Unit No. 1 and authorized the calling for bids; and

WHEREAS, the bids received for the Water Quality Control Plant expansion - Unit No. 1 were opened at 3:00 p.m. on April 11, 1984 , and later tabulated by the Director of Utility/^{Services} for the consideration of the Council; and

WHEREAS, the Director of Utility/^{Services} has recommended that the bid of Dyn Construction Corporation in the amount of \$7,017,000 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Dyn Construction Corporation in the amount of \$7,017,000 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June , 1984 , by Council-member Lang , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-331

A RESOLUTION ACCEPTING THE BID OF SANCON ENGINEERING FOR THE POLYURATHANE LINING OF EMERALD AND WOODLAND LIFT STATIONS AND PIPELINE AT WATER QUALITY CONTROL PLANT

WHEREAS, Resolution No.84-282, adopted by the Council of the City of Modesto on May 8, 1984, approved the plans and specifications for the polyurathane lining of Emerald and Woodland lift stations and pipeline at Water Quality Control Plant and authorized the calling for bids; and

WHEREAS, the bids received for the polyurathane lining of Emerald and Woodland lift stations and pipeline at Water Quality Control Plant were opened at 11:10 a.m. on May 22, 1984, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Sancon Engineering in the amount of \$75,800 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Sancon Engineering in the amount of \$75,800 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of May, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-332

A RESOLUTION ACCEPTING THE BID OF GEORGE REED, INC. FOR THE CONSTRUCTION OF SITEWORK AT DRYDEN MAINTENANCE FACILITY

WHEREAS, Resolution No.84-255, adopted by the Council of the City of Modesto on May 1, 1984 , approved the plans and specifications for the construction of sitework at Dryden maintenance facility and authorized the calling for bids; and

WHEREAS, the bids received for the construction of sitework at Dryden maintenance facility were opened at 11:00 a.m. on May 22, 1984 , and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of George Reed, Inc. in the amount of \$35,437 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of George Reed, Inc. in the amount of \$35,437 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

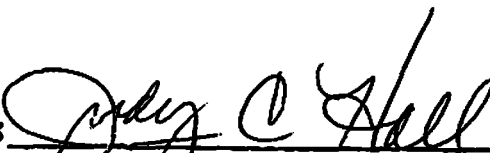
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June , 1984, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:



JUDY C. HALL, Acting City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-333**

A RESOLUTION ACCEPTING THE REPLACEMENT OF THE 24" FORCE MAIN EAST OF SCENIC DRIVE LIFT STATION AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering that the replacement of the 24" force main east of Scenic Drive lift station has been completed by Joe Martin Pipeline, Inc.

in accordance with the contract agreement dated September 27, 1983.

NOW, THEREFORE, BE IT RESOLVED that the replacement of the 24" force main east of Scenic Drive lift station be accepted from said contractor, Joe Martin Pipeline, Inc.;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$32,360 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-334

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF TRAFFIC LINE PAINT THROUGH THE STATE OF CALIFORNIA DEPARTMENT OF GENERAL SERVICES COOPERATIVE PURCHASING PROGRAM

WHEREAS, the Parking and Traffic Department is requesting the purchase of 3,300 gallons of traffic line paint to be used by City crews to maintain streets; and

WHEREAS, for the past year or two, the City has purchased the paint through the State of California Department of General Services because they purchase in such large quantities, a substantial savings can be realized by purchasing through them.


NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of traffic line paint is hereby waived.

BE IT FURTHER RESOLVED that purchase of traffic line paint through the State of California Department of General Services Cooperative Purchasing Program for the total amount of \$16,909 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson
NOES: Councilmembers: None
ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-335

AMENDED

**A RESOLUTION APPROVING / AGREEMENT BETWEEN THE CITY OF MODESTO AND
SAVE MART FOR AN INCREASE IN FEES PAID FOR COLLECTION OF WATER, SEWER, AND GARBAGE
BILLS, FROM 13 CENTS TO 15 CENTS PER TRANSACTION**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the/^{amended} agreement between the City of Modesto and Save Mart for an
increase in fees paid for utility collections, from 13 cents to 15 cents per
transaction, starting July 1, 1984

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

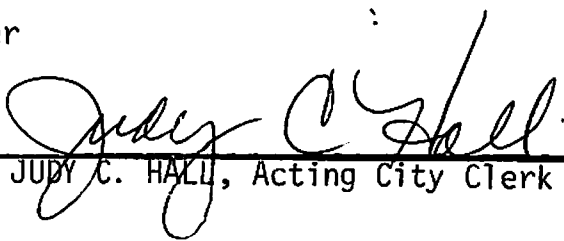
The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 5th day of
June, 1984, by Councilmember Lang,
who moved its adoption, which motion being duly seconded by Council-
member Whiteside, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


JUDY C. HALL, Acting City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-336**

AMENDED

**A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
PARADISE REXALL DRUGS FOR AN INCREASE IN FEES PAID FOR UTILITY COLLECTIONS, FROM
13 CENTS TO 15 CENTS PER TRANSACTION**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
amended
that the/agreement between the City of Modesto and Paradise Rexall Drugs
for an increase in fees paid for utility collections, from 13 cents to 15 cents
per transaction , starting July 1, 1984

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 5th day of
June, 1984, by Councilmember Lang,
who moved its adoption, which motion being duly seconded by Council-
member Whiteside, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


JUDY C. HALL, Acting City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-337**

AMENDED

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND PAUL'S REXALL DRUGS, 130 N. SANTA CRUZ AVE., FOR AN INCREASE IN FEES PAID FOR UTILITY COLLECTIONS, FROM 13 CENTS TO 15 CENTS PER TRANSACTION

BE IT HEREBY RESOLVED by the Council of the City of Modesto
amended
that the/agreement between the City of Modesto and Paul's Rexall Drugs, 130 N. Santa Cruz Ave., for an increase in fees paid for utility collections, from 13 cents to 15 cents per transaction

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


JUDY C. HALL, Acting City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-338**

AMENDED

**A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
PAUL'S REXALL DRUGS, 1031 W. ORANGEBURG AVE., FOR AN INCREASE IN FEES PAID FOR
UTILITY COLLECTIONS, FROM 13 CENTS TO 15 CENTS PER TRANSACTION**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
amended
**that the /agreement between the City of Modesto and Paul's Rexall Drugs,
1031 W. Orangeburg Ave., for an increase in fees paid for utility collections,
from 13 cents to 15 cents per transaction, starting July 1, 1984**

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 5th day of
June, 1984, by Councilmember Lang,
who moved its adoption, which motion being duly seconded by Council-
member Whiteside, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


JUDY C. HALL, Acting City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-339**

AMENDED

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND SCENIC DRUG, FOR AN INCREASE IN FEES PAID FOR UTILITY COLLECTIONS, FROM 13 CENTS TO 15 CENTS PER TRANSACTION

BE IT HEREBY RESOLVED by the Council of the City of Modesto
amended
that the/agreement between the City of Modesto and Scenic Drug, for an increase in fees paid for utility collections, from 13 cents to 15 cents per transaction, starting July 1, 1984

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES: Councilmembers: None
ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-340

AMENDED

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND BONNIE'S ARTS AND CRAFTS, FOR AN INCREASE IN FEES PAID FOR UTILITY COLLECTIONS, FROM 13 CENTS TO 15 CENTS PER TRANSACTION

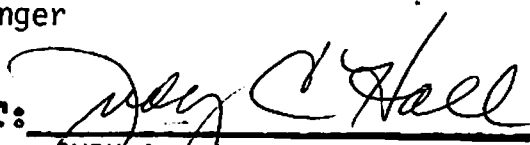
BE IT HEREBY RESOLVED by the Council of the City of Modesto that the ^{amended} agreement between the City of Modesto and Bonnie's Arts and Crafts, -or an increase in fees paid for utility collections, from 13 cents to 15 cents per transaction, starting July 1, 1984

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 1984, by Councilmember Lang who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

- AYES:** Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
- NOES:** Councilmembers: None
- ABSENT:** Councilmembers: Mayor Mensinger

ATTEST: 
JUDY C. HALL, Acting City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-341**

AMENDED

**A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
MODEL PHARMACY, FOR AN INCREASE IN FEES PAID FOR UTILITY COLLECTIONS, FROM 13 CENTS
TO 15 CENTS PER TRANSACTION**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
amended
**that the/ agreement between the City of Modesto and Model Pharmacy, for
an increase in fees paid for utility collections, from 13 cents to 15 cents per
transaction, starting July 1, 1984**

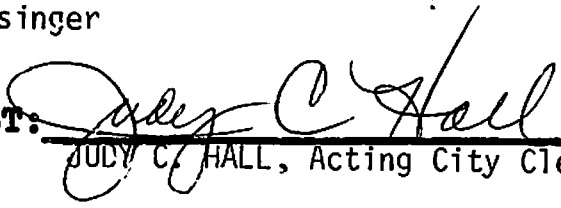
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 5th day of
June, 1984, by Councilmember Lang,
who moved its adoption, which motion being duly seconded by Council-
member Whiteside, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson
NOES: Councilmembers: None
ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-342

A RESOLUTION REVISING THE POSITION CLASSIFICATION PLAN FOR
THE CITY OF MODESTO.

WHEREAS, a Position Classification Plan for the City of Modesto was
adopted by Modesto City Council Resolution No. 67-77 pursuant to Rule 2 of the
Personnel Rules and Regulations of the City of Modesto, and

WHEREAS, the City Manager has recommended to the Council an
amendment to the Position Classification Plan, and

WHEREAS, Rule 2.2 of the City of Modesto Personnel Rules provides
that revisions to the Classification Plan shall be effective upon adoption of
resolution of the City Council,

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

SECTION 1. CLASSIFICATIONS ABOLISHED. The position Classification
Plan of the City of Modesto is hereby amended to abolish the following
classifications:

Risk Management Technician
Secretary to the City Attorney
Senior Legal Secretary
Water System Inspector

SECTION 2. CLASSIFICATIONS CREATED. The Position Classification Plan of the City of Modesto is hereby amended to create the following new classifications:

- Benefits Technician
- Legal Services Supervisor
- Legal Services Technician
- Secondary Treatment Site Supervisor

The specifications for the classifications created, as shown on the attached Exhibits "A", "B", "C", and "D", which are hereby made a part of this resolution by reference, are hereby approved and made a part of the Position Classification Plan of the City of Modesto.

SECTION 3. CLASSIFICATIONS AMENDED. The Position Classification Plan of the City of Modesto is hereby amended to amend the specifications for the following classifications, as shown on Exhibits "E", "F", "G", "H", "I", "J", "K", "L", "M", "N", and "O", which are hereby made a part of this resolution by reference and are hereby approved and made a part of the Position Classification Plan of the City of Modesto:

- Code Enforcement Specialist
- Executive Secretary
- Fire Prevention Technician
- Industrial Waste Inspector I/II
- Legal Secretary
- Meter Reader/Repair Worker
- Personnel Manager
- Plant Mechanic
- Plant Mechanical Maintenance Supervisor
- Secretary
- Stenographer Clerk

SECTION 4. EFFECTIVE DATE. This resolution shall become effective on and after June 26, 1984.

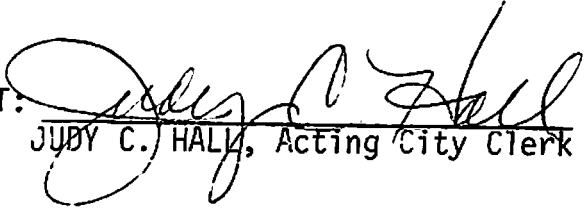
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger


ATTEST:


JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By


ELWYN L. JOHNSON, City Attorney

DEFINITION

Under direction, to perform technical work in the areas of employee benefits administration, including insured and self-insured employee group insurance, deferred compensation, and retirement; and to do other related work as required.

EXAMPLES OF DUTIES

Audits employee insurance claims, monitors payouts, and verifies for correct benefits and for overpayments; monitors utilization of plan benefits; encourages employees to use least costly appointments; responds to inquiries on the status of insurance claims; consults with and provides information to City employees regarding rules, regulations and procedures, including dental, health, LTD, vision, life insurance and retirement; prepares necessary forms and routine reports; acts as liaison with the City's medical, dental, LTD, vision, and life insurance administrators; collects overpayment of benefits to employees, prepares third party liability claims, and represents the City in small claims court; serves as staff to the Deferred Compensation Committee; maintains and processes deferred compensation records; processes applications for retirement and serves as liaison with Public Employees Retirement System (PERS); conducts special surveys and projects; gathers and analyzes rates and related information and prepares various studies; trains, assigns, reviews and evaluates the work of subordinate technical and clerical personnel.

SPECIAL REQUIREMENTS

License: Possession of an appropriate operator's license issued by the California Department of Motor Vehicles within one month after appointment.

Probation: All those appointed shall complete a twelve (12) month probation. Satisfactory performance and recommendation of the department head is required for regular status.

EMPLOYMENT STANDARDS

Skills: Possesses administrative, clerical and typing skills to successfully perform required duties and to train and supervise subordinate personnel in the performance of their duties and responsibilities. The minimum skill level is set at typing fifty (50) words per minute from clear copy.

Knowledge of:

Development and administration of employee benefits;
Principles of insurance and claims handling in a governmental agency;
Medical terminology;
Business mathematics;
Business letter writing and forms;
Correct English usage, spelling, grammar, and punctuation;

Principles and methods of office procedures and practices,
including word processing and data processing equipment;
City of Modesto personnel rules and administrative orders;
Principles of training and work assignments.

and

Ability to:

Meet and communicate with the public;
Understand and interpret policies, procedures, rules, and
regulations and apply them with good judgment;
Perform technical work in the area of risk management, involving
dental, health, LTD, vision, and life insurance;
Express ideas clearly and concisely in oral and written
communications;
Compose correspondence and telephone communications concerning
routine decisions;
Compile and analyze information regarding existing procedures;
Make arithmetical calculations with speed and accuracy;
Prepare accurate and complete reports;
Schedule time and work under pressure;
Adapt with flexibility to change;
Perform job duties in a manner assuring a safe working environment
for oneself and others;
Work with and control sensitive confidential information on
assignment;
Establish and maintain effective working relationships with the
general public, coworkers, supervisors, and members of diverse
cultural and linguistic backgrounds, regardless of race, creed,
color, religion, sex, age or handicap.

and

Experience:

A combination of work experience and training that develops the
skills, knowledges and abilities required above. This can be
demonstrated in two ways:

Three (3) years experience at the level of Clerk -Typist, Account
Clerk, or higher in the City of Modesto, with at least one year
experience in payroll, personnel actions, insurance, or other
related duties of employee benefits administration..

or

Three (3) years experience in employee benefits administration or an
insurance claims and loss control office. At the time of selection,
preference will be given to those with experience in local government
employee benefits and personnel administration.

DEFINITION

Under direction, supervises, coordinates, plans and evaluates all clerical functions of the City Attorney's office; performs responsible and confidential administrative and secretarial duties for the City Attorney; and does related work as required.

EXAMPLE OF DUTIES

Supervises and coordinates all clerical functions of the City Attorney's office; trains, assigns, reviews, and evaluates the performance of subordinate legal secretarial and clerical personnel; supervises the development of and monitors office systems, policies, and procedures; independently prepares correspondence and resolutions/ordinances; processes sensitive and confidential materials; provides a full range of secretarial services to the City Attorney and relieves him/her of a variety of administrative and clerical details; screens visitors and telephone calls and refers to appropriate person; determines budgetary expenditures for the office; orders equipment and supplies; acts as a notary public.

SPECIAL REQUIREMENTS

Possession of an appropriate license issued by the California Department of Motor Vehicles within one month after appointment.

All those appointed shall serve a twelve (12) month probation. Satisfactory performance and recommendation of the City Attorney is required for regular status.

EMPLOYMENT STANDARDS

Skills: Possesses legal secretarial, typing, administrative and analytical skills to successfully perform required duties and to supervise subordinate personnel in the performance of their duties. The minimum skill levels are set at typing 60 words per minute from clear copy; taking dictation at 90 words per minute and transcribing it accurately.

and

Exhibit "B"

Knowledge of:

Principles of supervision, evaluation, and training;
Legal terminology, forms, and procedures;
Principles and methods of office procedures and practices,
including word processing and data processing equipment;
Filing and record keeping systems;
Report writing;
Fiscal control;
Applications of administrative policies and procedures;
budget and information systems;
Business English, correct usage, spelling,
grammar and punctuation;
Functions and organization of municipal government

and

Ability to:

Supervise, train, assign, review, and evaluate the work of
subordinate secretarial and clerical personnel;
Schedule time and work under pressure;
Understand and follow complex oral and written instructions;
Read, interpret, and apply policies, laws, rules, and regulations;
Receive and screen callers and answer matters not requiring
professional attention;
Handle sensitive and confidential material with good judgment;
Take stenographic notes at meetings and conferences and prepare
clear and concise reports;
Employ good judgment and make sound decisions in accordance
with established procedures and policies;
Perform a full-range of secretarial duties, relieving the City
Attorney of a variety of confidential administrative
and clerical details;
Establish and maintain cooperative relationships with those contacted
during the course of work.

and

Experience:

Five (5) years of progressively responsible legal secretarial work.

(Substitution may be granted for work completed at a recognized
legal training institution on the basis of one (1) academic year for
one (1) year of the required experience. An academic year is
defined as 30 semester or 45 quarter units.)

DEFINITION

Under direction, to relieve attorneys of a variety of administrative and procedural details; to perform a variety of legal research and preparation of documents in the City Attorney's Office; and to do related work as required.

DISTINGUISHING CHARACTERISTICS

Legal Services Technician is a paraprofessional class which is assigned a wide variety of legal duties under the general supervision of an attorney, which will relieve attorneys of routine tasks normally done by a professional attorney. These paralegal tasks require a thorough understanding of and training in general legal concepts and procedures. Additionally, legal secretarial tasks will be performed in order that the City Attorney's office meets all of its responsibilities.

EXAMPLES OF DUTIES

Prepares legal documents and pleadings relating to civil litigation, including proposed interrogatories, replies to interrogatories, and summaries of deposition and trial testimony transcripts; prepares routine contracts, deeds of trust, and leases; performs routine title searches; drafts legal papers relating to civil and criminal proceedings such as routine complaints, motions, summons, stipulations, dismissals, points and authorities, resolutions, ordinances and other legal documents; independently composes correspondence; maintains accurate office calendar for all court appearances and deadlines; performs a variety of legal secretarial services, including typing, taking and transcribing dictation, filing, answering telephones, referring inquiries and scheduling appointments; may train and assign work to subordinate secretarial and clerical personnel.

EMPLOYMENT STANDARDS

Skills: Possesses administrative, analytical, composition and legal secretarial skills to successfully perform the required duties. The minimum skill levels are set at typing 60 words per minute from clear copy; taking dictation at 90 words per minute and transcribing it accurately.

and

Knowledge of:

Legal terminology and the forms and documents used in legal clerical work;
 Legal procedures and practices involved in composing, processing, and filing a variety of legal documents;
 Standard legal references and their contents;
 Report writing
 Business English, correct usage, spelling, grammar and punctuation;
 Filing and record keeping systems;

Principles and methods of office procedures and practices,
including word processing and data processing equipment;
Applications of administrative policies and procedures,
budget and information systems;
Municipal organization and local governmental agencies;
Principles of supervision and training.

and

Ability to:

Carry out assignments with minimal general supervision;
Understand and carry out oral and written directions;
Work with and control sensitive and confidential information,
Conduct research on legal problems;
Prepare a wide variety of legal documents;
Prepare reports and correspondence independently;
Express oneself clearly and concisely, orally and in writing;
Read, interpret, and apply policies, laws, rules, and regulations;
Answer questions regarding departmental procedures and programs;
Perform responsible legal secretarial and clerical work;
on assignment;
Train and assign work to subordinate personnel,
Establish and maintain cooperative relationships with those
contacted during the course of work,

and

Experience:

Four (4) years of secretarial experience, including two (2) years in a
legal office.

(Substitution may be granted for work completed at a recognized legal
training institution on the basis of one (1) academic year for one (1)
year of the non-legal experience. An academic year is defined as 30
semester units or 45 quarter units.)

SECONDARY TREATMENT SITE SUPERVISOR

Under direction, assigns and supervises the work of personnel operating and maintaining the City of Modesto's remote secondary treatment site; performs duties required of operator-in-charge; and does related work as required.

EXAMPLES OF DUTIES

Assigns and supervises a crew in the operations and maintenance of the remote secondary treatment facility; supervises the use of special equipment involved in maintenance and repair work; schedules work to be done and determines type and quantities of materials needed for such work; reviews work projects in progress and upon completion; insures the proper use and care of tools, materials, and safety equipment; assures adherence to safety, cleanliness, fire prevention rules and standards; consults with immediate supervisor in planning work load and assignments; maintains logs on work done and prepares reports; trains, assigns, reviews, and evaluates the work of subordinate personnel; monitors the operation of wastewater treatment pumps, motors, and other equipment; maintains and updates accurate logs of plant operations; makes required adjustments to maintain chemical balances and flow requirements; may perform routine laboratory analysis.

SPECIAL REQUIREMENTS

Possession of a valid Grade III certificate from the California State Water Resources Control Board.

Possession of an appropriate operator's license issued by the California Department of Motor Vehicles.

All those appointed shall complete a twelve (12) month probation. Satisfactory performance and recommendation of the department head is required for regular statue.

EMPLOYMENT STANDARDS

Knowledge of:

Principles of training and supervision;
Principles and practices of wastewater treatment plant operations;
Operating principles of valves, pumps and motors;
Principles and methods of bacteriological and chemical
sewage analysis;
Safe work practices.

and

Ability to:

Coordinate and supervise the personnel and other resources required in the operation and maintenance of the City's remote secondary treatment site;
Understand and follow oral and written instructions;
Act resourcefully with minimum direction;
Communicate effectively orally and in writing;
Provide training to subordinate personnel;
Keep records and prepare routine and special reports;
Operate and maintain wastewater treatment plant equipment;
Read and interpret guages and other recording devices reflecting wastewater treatment plant operations;
Take wastewater and sludge samples and perform some routine laboratory tests;
Establish and maintain cooperative relationships with those contacted during the course of work.

and

Experience:

Two (2) years with the City of Modesto as either a Wastewater Treatment Plant Operator or as a Plant Mechanic.

or

Five (5) years experience in the operations and maintenance of a public agency wastewater treatment plant.

DEFINITION

Under direct supervision, to receive and make field investigations of complaints concerning alleged violations of refuse and noise control ordinances; to educate the public and perform routine inspections in the Fire Prevention Bureaus; to seek compliance with sign and zoning ordinances and other laws regulating land use; and to do related work as required.

DISTINGUISHING CHARACTERISTICS

Normally, this will be a bridge class to provide promotional advancement for City of Modesto employees. This is an entry level class for employees to develop technical proficiency in refuse and noise control ordinances or fire prevention codes and inspections or enforcement of sign and zoning ordinances. When there is a vacancy, employees in this class are prepared to advance to Assistant Public Services Officer or Fire Prevention Technician or Zoning Inspector.

EXAMPLES OF DUTIES

(Assignment to Citizens' Service Office)

Receives, documents, and investigates complaints concerning refuse collection, refuse hazards, and noise pollution; may issue notices of violation of non-compliance during investigations and perform follow-up investigations to insure that appropriate corrections have been made; takes noise readings on public events such as athletic contests and rock concerts; performs residential and commercial noise studies; checks fire and police sirens to assure meeting of state requirements; explains refuse and noise laws, regulations, and ordinances to the public; does a variety of research to establish background for non-compliance reports and investigations; maintains a complaint ledger, files, and other records of investigations; prepares case reports.

(Assignment to Fire Prevention Bureau)

Receives training in the application of codes and regulations; assists in inspections, report writing and interviewing; gathers information and completes reports at the scene of a fire; answers questions from the public regarding codes and related fire laws; meets with citizen groups and makes oral presentations relating to life safety and fire prevention; performs code enforcement activities related to local and state fire and life safety codes; accounts for code books, and prepares reports on work performed.

Receives, documents, and investigates complaints concerning land use, illegal operations, and compliance with sign, zoning, and other planning ordinances; initiates investigations based on observation of suspected or obvious violations of sign and zoning and other planning ordinances; patrols commercial areas to ascertain compliance with sign regulations; does field inspection for signs in compliance with regulations; does a variety of research to establish background for non-compliance reports and investigations; may issue notices of violations and citations for non-compliance; explains zoning and sign ordinances to the public; advises the public on procedures for compliance with zoning and sign regulations; maintains a complaint ledger, files, and other records of investigations; works cooperatively with other departments on common enforcement problems and investigations; prepares case reports on zone and sign changes, variances, and special use permits.

SPECIAL REQUIREMENTS

Possession of an appropriate operator's license issued by the California Department of Motor Vehicles within one month after appointment.

Must be 18 years of age or over at the time of the final filing of the application.

EMPLOYMENT STANDARDS

Knowledge of:

- Correct English usage and spelling in simple records and reports;
- Basic mathematics;
- Symbols and terms used in maps, blueprints, diagrams, and architectural drawings;
- Safe work practices and procedures;
- Public relations approaches in gaining compliance.

Ability to:

- Act resourcefully with minimum supervision;
- Understand and follow oral and written instructions;
- Read and write at a level required for successful job performance;
- Learn laws, regulations, policies and procedures;
- Read and interpret maps, diagrams, plans and specifications;
- Observe and record findings during investigations;
- Interpret and enforce provisions of applicable codes, laws, and regulations that the City is required to enforce;
- Prepare concise written and oral reports;
- Schedule time and work under pressure;
- Be firm, consistent, and respectful in an enforcement situation;
- Establish and maintain cooperative relationships with those contacted during the course of work.

EXECUTIVE SECRETARY**DEFINITION**

Under direction, to perform a wide variety of administrative and secretarial functions of a responsible nature for a manager at the level of a City of Modesto Department Head.

DISTINGUISHING CHARACTERISTICS

Executive Secretary positions are distinguished from Secretary by assignment to work for manager who is at the level of a department head . They are further distinguished by the scope of assignments and extent of delegated administrative responsibilities. Positions allocated to this class exercise a considerable degree of initiative, tact, and mature judgment. They act as a liaison between the department head and other departments and the general public.

EXAMPLES OF DUTIES

Schedules appointments and coordinates arrangements for meetings and conferences; acts as receptionist for the supervisor, screening telephone calls, and/or visitors, and refers to appropriate staff members; routes or answers routine correspondence not requiring supervisor's attention and composes and types routine letters and memoranda; takes and transcribes shorthand (or machine) dictation, often of a technical and/or confidential nature; processes disciplinary actions, performance evaluations, grievances, and other documents involved in the employer-employee relations process; edits correspondence; researches and assembles statistics and information, and prepares special reports; coordinates items for board and council meetings; organizes and expedites flow of work through supervisor's office, and initiates follow-up action; gives information to the public and other City personnel which requires judgment and interpretation of City and departmental policies and procedures; maintains files and approves designations of filing; and may perform any or all of the following duties: receive, sort, and distribute mail; design forms necessary to departmental operations; assist in the preparation of departmental budget estimates and maintain records of expenditures; supervise and/or train subordinate clerical personnel and make recommendations on clerical appointments.

EMPLOYMENT STANDARDS**Knowledge of:**

Business letter writing and forms;
Correct English usage, spelling, grammar, and punctuation;
Arithmetic;
Filing and record keeping systems;

Executive Secretary - 2

Principles and methods of office procedures and practices, including word processing and data processing equipment;
Applications of administrative policies and procedures, budget and information systems.

and

Ability to:

Type at a speed of 60 words per minute from clear copy;
Take dictation at a speed of 90 words per minute and transcribe it accurately;
Perform responsible typing, secretarial, receptionist, and clerical work involving the use of independent judgment;
Interpret and apply policies, laws, rules and regulations;
Handle sensitive and confidential material with good judgment;
Compose correspondence on own initiative;
Carry out assignments with minimal general supervision;
Prepare reports with accuracy and speed;
Make arithmetical calculations with speed and accuracy;
Meet the public tactfully and courteously and answer policy questions in person and over the telephone;
Establish and maintain cooperative relationships with those contacted during the course of work;
Train and assign work to subordinate personnel.

Experience:

One (1) year as a Secretary with the City of Modesto.

or

Four (4) years of secretarial experience. (Substitution of may be allowed of work completed at an accredited university or college on the basis of two (2) academic years for one (1) year of the required experience up to a maximum of two (2) years experience. An academic year is defined as 30 semester or 45 quarter units.)

DEFINITION

Under general supervision, inspects buildings, facilities, sprinkler systems, fire alarm systems, and other legally designated objects to enforce fire codes and ordinances; gives public presentations relating to life safety and fire prevention; performs routine code enforcement activities related to local and state fire and life safety codes; and does other related work as required.

DISTINGUISHING CHARACTERISTICS

Individuals in this class are not sworn Fire employees. They are not trained nor expected to perform in and around the scene of a fire in progress. They are not Safety employees as defined for retirement or Workers' Compensation benefits. This is the journey level class for which one prepares by having training and experience as a Code Enforcement Specialist with the City of Modesto, or a closely related class with another public agency.

EXAMPLES OF DUTIES

Performs inspections on assigned structures and facilities, including day care centers, schools, convalescent homes, hospitals and jail facilities; as assigned, performs inspections to enforce local and state codes regarding weed control, sprinkler systems, and fire alarm systems; assists the Fire Marshal by reviewing assigned diagrams and specifications to ascertain that they are in conformance with applicable fire codes; meets with citizen groups and organizations and makes oral presentations relating to life safety and fire prevention; does research, gathers information, and prepares reports; answers questions from the public regarding codes and related fire laws; may train, assign, review, and evaluate the work of subordinate personnel..

SPECIAL REQUIREMENTS

License: Possession of an appropriate operator's license issued by the California Department of Motor Vehicles.

EMPLOYMENT STANDARDS

Knowledge of:

- Codes, laws, policies and procedures of fire prevention;
- Fire Department inspection procedures;
- Technical report writing;
- Symbols and terms used in maps, blueprints, diagrams, and architectural drawings;
- Basic mathematics;
- Safe work practices and procedures;
- Public relations approaches in gaining compliance;
- Principles of training and assigning work.

and

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PERS/006

Exhibit "G"

Ability to:

Enforce and interpret provisions of applicable codes, laws,
and regulations that the City is required to enforce;
Read and interpret maps, diagrams, plans, and specifications;
Prepare concise written and oral reports;
Observe and record findings during inspections;
Think clearly, quickly and accurately in emergencies;
Act resourcefully with minimum supervision;
Schedule time and work under pressure;
Understand and carry out oral and written directions;
Be firm, consistent, and respectful in an enforcement situation;
Establish and maintain cooperative relationships with those
contacted during the course of work;

and

Experience:

Three (3) years as a Code Enforcement Specialist with the
City of Modesto.

or

Three (3) years or more of experience in fire prevention
and inspection.

(For either option, substitution of work completed at an accredited
college or university may be granted on the basis of two (2) academic
years for one (1) year of the required experience provided that this
includes six semester units of Fire Science. An academic year is
defined as 30 semester units or 45 quarter units.)

DEFINITION

Under general supervision, to inspect firms for compliance with City codes and ordinances regulating industrial and commercial waste processes, procedures, equipment, and discharge requirements; to make cost analyses regarding charges for sewer services; to monitor sewer systems for dangerous conditions and to do related work as required.

DISTINGUISHING CHARACTERISTICS

Industrial Inspector I and II are distinguished by the Industrial Waste Inspector II performing duties at the fully qualified working level. When the employee's employment history shows eighteen (18) months of satisfactory performance as an Industrial Waste Inspector I, then he/she will be promoted to Industrial Waste Inspector II.

EXAMPLES OF DUTIES

Inspects the dimensions, operations, and maintenance of drains, traps, tanks, and other equipment used in the control of and removal of industrial wastes; checks volume, content, and temperature of industrial waste discharge for compliance with regulations and quality standards; authorizes changes in processes and issues citations for violations; discusses conformance problems with industrial managers and others; investigates complaints; investigates and compiles information for issuance of industrial waste permits; inspects water courses for pollution; checks for explosive gas in sewers and storm drains; makes sewer service charge analyses; performs laboratory tests for pH, dissolved oxygen, BOD, settleable solids, and temperature in analysis of industrial wastes; maintains a variety of records and reports.

SPECIAL REQUIREMENTS

Possession of an appropriate operator's license issued by the California Department of Motor Vehicles.

Incumbents in the class of Industrial Waste Inspector I/II will be required to file a Statement of Economic Interests.

Possession of an Industrial Waste Inspector Grade I, Wastewater Treatment Operator II, or Laboratory Technician Certificate is desirable for appointment as a Level I Inspector, but not mandatory.

Possession of an Industrial Waste Inspector Grade II Certificate is desirable for appointment as a Level II Inspector, but not mandatory.

EMPLOYMENT STANDARDS

Knowledge of:

Sewage treatment processes;
Codes, ordinances, and regulations applicable to the monitoring
of industrial wastes;
Operation and maintenance of equipment used for the monitoring and
control of industrial wastes;
Procedures and materials used in chemical, biochemical, and
bacteriological laboratory tests and analyses;
Laboratory safety procedures;
Methods and procedures in monitoring sewer systems;
Methods and procedures used in arriving at commercial charges
for sewer services.

and

Ability to:

For Industrial Waste Inspector I:

Perform routine chemical and biochemical laboratory tests and
draw sound conclusions;
Monitor sewer systems for dangerous conditions;
Tactfully enforce codes, ordinances, and other regulations
applicable to industrial waste control;
Prepare reports and keep a variety of records;
Establish and maintain cooperative relationships with those
contacted during the course of work.

For Industrial Waste Inspector II:

All of the above abilities, plus effectively monitor, control, and
establish appropriate charges for commercial users of sewage
services.

MINIMUM QUALIFICATIONS

Experience:

For Industrial Waste Inspector I:

Three (3) years of full-time experience in a wastewater treatment
plant.

For Industrial Waste Inspector II:

Eighteen (18) months as an Industrial Waste Inspector I with the City
of Modesto,

or

Two (2) years comparable experience as a full time industrial waste
inspector in a public agency.

LEGAL SECRETARY

DEFINITION

Under general supervision, to perform a variety of legal secretarial and clerical work in the City Attorney's Office; to relieve the attorneys of a variety of administrative and clerical details; and to do related work as required.

DISTINGUISHING CHARACTERISTICS

Legal Secretary - positions are assigned to provide direct secretarial assistance to an attorney or attorneys.

EXAMPLES OF DUTIES

(Any one position may not include all the duties listed, nor do the examples cover all duties which may be performed.)

Acts as secretary to an attorney(s) relieving him/her (them) of a variety of administrative and clerical details; prepares documents such as resolutions, ordinances, and release agreements; prepares legal papers relating to civil and criminal proceedings such as complaints, summons, stipulations, dismissals, and points and authorities; prepares letters of citation for violations to the Municipal Code; independently composes correspondence; takes and transcribes shorthand (or machine) dictation involving legal terminology of letters, memoranda, reports, testimony, and other material; takes verbatim statements; records minutes and prepares summaries of departmental meetings and conferences; answers and screens telephone calls and information, routing to proper attorney, department, or agency, or answering, if possible; greets visitors and provides information concerning departmental procedures, functions, and regulations; sorts and files documents and records according to predetermined classifications, maintaining alphabetical, index and cross-reference files; processes invoices for payment; posts various clerical, fiscal, and other records according to established procedures; compiles, tabulates, and prepares reports of statistical data; assists with updating law library material and maintaining records of library usage; assists with the timely filing of documents and papers; may receive, sort, and distribute incoming and outgoing mail; gathers information and prepares a variety of reports.

EMPLOYMENT STANDARDS

Knowledge of:

- Legal terminology and the forms and documents used in legal clerical work;
- Legal procedures and practices involved in composing, processing and filing a variety of legal documents;

Exhibit "I"

Business English, correct usage, spelling, grammar, and punctuation;
Business letter writing and forms;
Arithmetic;
Receptionist and telephone techniques;
Filing and record keeping systems;
Principles and methods of office procedures and practices;
including word processing and data processing equipment.

and

Ability to:

Type at a speed of 60 words per minute from clear copy;
Take dictation at 80 words per minute and transcribe it accurately;
Perform responsible legal secretarial and clerical work;
Understand and carry out oral and written directions;
Carry out assignments with minimal general supervision;
Read, interpret, and apply policies, laws, rules and regulations;
Work with and control sensitive and confidential information, on
assignment;
Prepare routine legal documents without the assistance or advice
of an attorney;
Prepare reports and correspondence independently;
Update and maintain files and information;
Answer questions regarding departmental procedures and programs;
Establish and maintain cooperative relationships with those
contacted during the course of work,

and

Experience:

Three (3) years of secretarial experience, including one (1) year
in a legal office.

(Substitution may be granted for work completed at a recognized
legal training institution on the basis of one (1) academic year for
one (1) year of the non-legal experience. An academic year is
defined as 30 semester units or 45 quarter units.)

DEFINITION

Under general supervision, to read and repair water meters; to inspect premises for cross-connection hazards, to connect and disconnect meters; and do related work as required.

EXAMPLES OF DUTIES

(Any one position may not include all the duties listed, nor do the examples cover all the duties which may be performed.)

Reads meters and codes properly on computer input form; obtains pertinent information and collects money for past due bills; inspects premises of industrial, commercial and residential customers to determine cross-connection hazards, chemical and/or water uses that may endanger the public water system; periodically collects water samples; investigates customer water problems such as leaks or low pressure; disconnects meters; locks meters off, if necessary; disassembles meters; cleans meter parts; reassembles meters; tests and adjusts meters; installs and removes meters; checks for proper operation of meters; maintains a variety of records and reports.

SPECIAL REQUIREMENTS

Possession of an appropriate operator's license issued by the California Department of Motor Vehicles.

Complete satisfactorily the short course for the Certification of Backflow Prevention Device Testing as soon as possible after appointment. (All expenses to be paid by the City of Modesto.)

EMPLOYMENT STANDARDS

Knowledge of:

Tools, materials and procedures used in the assembly, installation and repair of water meters;
Methods and procedures in monitoring water systems;
Practices for collection of water samples;
Codes, ordinances and regulations applicable to the monitoring of a fresh water distribution system;
Safe working practices;
Local geography;
Water billing procedures.

and

Ability to:

Perform routine maintenance and repair on equipment;
Lift/carry thirty (30) pounds or more of weight;
Install, repair, and maintain water meters;
Operate a light truck;
Understand and follow oral and written directions;
Read and write at a level required for successful job performance;
Prepare reports and keep a variety of records;
Make accurate arithmetic computations;
Tactfully enforce codes, ordinances, and other regulations
applicable to cross-connection control;
Respond properly to utility customers' inquiries and complaints;
Establish and maintain cooperative relationships with the public and
others contacted during the course of work,

and

Education/Experience:

One (1) year in the class of Maintenance Worker II with the City of Modesto.

or

Three (3) years experience in the operation and maintenance of a fresh water distribution system.

PERSONNEL MANAGER

DEFINITION

Under general direction, to plan, coordinate and administer City programs in recruitment and selection, affirmative action, and employee benefits administration; to perform job audits and salary studies and present recommendations to the Director of Management Services; and to do related work as required.

EXAMPLES OF DUTIES

Supervises the City Personnel Office including recruitment, testing and selection, affirmative action, and employee benefits administration; administers the City Affirmative Action Program and serves as Affirmative Action Officer; supervises employee benefits administration, including health and dental programs, long term disability, deferred compensation, and retirement; revises procedures and records relating to the central personnel functions, including performance evaluations, employee and supervisory training, service awards, suggestion plan, and personnel files; performs job audits and salary study recommendations; prepares a variety of letters, memoranda, reports and special studies for the Director of Management Services; stays knowledgeable of current legislation and/or court decisions affecting public personnel management; counsels employees and supervisors on personnel problems; participates in grievance resolutions, disability determinations, and the meet and confer process; advises the Director of Management Services and department heads concerning manpower planning requirements.

SPECIAL REQUIREMENTS

Possession of an appropriate operator's license issued by the California Department of Motor Vehicles within one month after appointment.

Incumbents will be required to file a Statement of Economic Interests.

All those appointed shall complete a twelve (12) month probation. Satisfactory performance and recommendation of the department head is required for regular status.

EMPLOYMENT STANDARDS

Knowledge of:

- Principles and practices of personnel administration, employer-employee relations, and affirmative action;
- Laws, rules and regulations affecting public sector personnel programs;
- Principles of organization, administration and management;

Methods of job analysis and position classification;
EEOC documentation requirements;
Technical writing styles and English composition fundamentals;
Completed staff work in oral and written presentations;
Basic statistical techniques;
Principles and practices of health and dental insurance administration and claims review;
Interviewing techniques for both individuals and groups;
Principles of supervision and training.

and

Ability to:

Plan, coordinate, and administer City programs in recruitment and selection, affirmative action, and employee benefits;
Determines priorities, assigns, reviews and evaluates the work of subordinate personnel;
Interpret rules, laws, and policies and apply them with good judgment;
Effectively communicate with administrators, employees, employee organization representatives, and the public in group meetings and discussions;
Conduct and secure information from personal interviews;
Perform job audits, classification and salary studies;
Compile and analyze information and make appropriate recommendations;
Perform technical report writing with skill and clarity;
Prepare completed staff work for oral and written reports;
Set self priorities and structure time;
Work under pressure;
Adapt with flexibility to change;
Perform job duties in a manner assuring a safe working environment for oneself and others;
Work and control sensitive, confidential information on assignment;
Establish and maintain effective working relationships with the general public, co-workers, supervisors, and members of diverse cultural and linguistic backgrounds, regardless of race, creed, color, religion, sex, age or handicap.

Experience:

Four (4) years of public agency personnel experience with a minimum of one (1) year of supervision of a public agency personnel office or a major division or section of such an office.

and

Education:

Graduation from an accredited four-year college or university.
(A Master's Degree in Political Science, Public or Business Administration may be substituted for one (1) year of experience, except for the one year of supervisory experience.)

DEFINITION

Under general supervision, to perform major and minor maintenance repair of wastewater treatment plant engines, pumps, and related equipment; to check, maintain, and repair equipment in lift stations; to oversee and participate in the work of a small crew engaged in plant repair and maintenance; and to do related work as required.

EXAMPLES OF DUTIES

Leads, assigns work to, and participates in the work of a crew that performs major and minor repair work and overhauls on wastewater treatment plant engines, pumps, and lift stations; tunes up engines, sets valve clearances, cleans and adjusts regulators, cleans and inspects magnetic points, cleans and adjusts engine timing, and checks gas and other controls and devices; checks pumping stations on a regular basis, performing routine maintenance and other repair work as necessary; maintains and repairs pumps, replaces bearings, valves, seals and sleeves, and repacks pumps; repairs and replaces chains and sprockets; checks and maintains meters and controllers; builds pump mounts, brackets, and does some welding, drilling, milling, and tapping work; replaces electrical motors and lays conduits; performs regularly scheduled preventive maintenance work on plant and pumping station equipment; repairs blowers; maintains comprehensive logs of all maintenance work done on equipment; performs a variety of shop work incidental to assigned maintenance activity; does some painting of equipment; maintains an adequate inventory of supplies necessary for maintenance work under supervision of the Mechanical Maintenance Supervisor; keeps work areas in a clean and orderly condition; operates a boom truck for removing pumps, machinery, and equipment for overhaul and repair; helps out, when required, in all phases of reclamation plant activities and operations.

SPECIAL REQUIREMENTS

Possession of an appropriate operator's license issued by the California Department of Motor Vehicles.

A valid Grade I Certificate from the California State Water Resources Control Board, as issued through procedures established by the Board, must be possessed at the time of appointment.

Possession of a valid Grade II Mechanical Technologist Certificate issued by the California Water Pollution Control Association is desirable, but not mandatory.

EMPLOYMENT STANDARDS

Knowledge of:

Principles and techniques of repairing and maintaining wastewater treatment plant engines, pumps, and other equipment;

Operations of internal combustion engines and electrical pump motors;
Basic electrical knowledge involved in working on pumps, motors, and
other equipment;
Equipment, tools, and materials used in maintaining and repairing
wastewater treatment plant and related equipment;
Safe work, practices, and procedures,

and

Ability to:

Lead, assign work to, and participate in the work of a crew assigned
to perform plant repair and maintenance;
Perform skilled mechanical repair work on wastewater treatment
plant engines, pumps, and other equipment;
Diagnose malfunctions and determine effective courses of action for
correcting them;
Perform a variety of semiskilled work in electrical, plumbing, and
heating areas;
Perform heavy manual labor, meaning lifting, carrying fifty (50)
to one hundred (100) pounds of weight;
Provide training to less experienced employees;
Understand and carry out oral and written reports;
Maintain work records and prepare reports;
Order supplies and materials necessary for repair work;
Establish and maintain cooperative relationships with those
contacted during the course of work,

and

Experience:

Three (3) years of experience in the operation and maintenance of
pumps, compressors, engines, and related equipment.

DEFINITION

Under direction, assigns and supervises the work of personnel in the maintenance and repair of wastewater treatment plant facilities; to perform major and minor maintenance and repair of wastewater treatment plant engines, pumps, lift stations, and related equipment; and to do related work as required.

EXAMPLES OF DUTIES

Assigns and supervises maintenance crews in major and minor repair work and overhauls on plant engines, pumps and related equipment; supervises the use of special equipment involved in maintenance and repair work; assists in estimating and scheduling work to be done and in determining type and quantities of materials needed for such work; reviews work projects in progress and upon completion; inspects buildings and equipment for needed maintenance and repair; insures the proper use and care of tools, materials, and safety equipment; assures adherence to safety, cleanliness, fire prevention rules and standards; consults with immediate supervisor in planning work load and assignments; provides training to less experienced employees; tunes up engines, sets valve clearances, cleans and adjusts regulators, cleans and inspects magnetic points, cleans and adjusts engine timing, and checks gas and other controls and devices; maintains and repairs pumps, replaces bearings, valves, seals and sleeves, and repacks pumps; checks and maintains meters and controllers; builds pump mounts, brackets, and does some welding, drilling, milling, and tapping work; replaces electrical motors and lays conduits; repairs blowers; maintains comprehensive logs of all maintenance work done on equipment.

SPECIAL REQUIREMENTS

Possession of an appropriate operator's license issued by the California Department of Motor Vehicles.

Incumbents will be required to file a Statement of Economic Interest.

Possession of a valid Grade I Certificate from the California State Water Resources Control Board is desirable, but not mandatory.

Possession of a valid Grade III Mechanical Technologist Certificate issued by the California Water Pollution Control Association is desirable, but not mandatory.

PROBATION

All those appointed shall complete a twelve (12) month probation. Satisfactory performance and recommendation of the department head is required for regular status.

Knowledge of:

- The methods, materials, equipment and tools used in the construction, repair, and operation of engines, pumps, and other mechanical equipment related to Wastewater Treatment Plant Operations and Procedures;
- The principles and practices of an effective mechanical, structural and grounds preventive maintenance program;
- Operations of internal combustion engines and electrical pump motors;
- Basic electrical knowledge involved in working on pumps, motors, and other equipment;
- Equipment, tools, and materials used in maintaining and repairing wastewater treatment plant and related equipment;
- The principles of supervision and training;
- Safety principles and practices and related State and Federal laws and regulations,

and

Ability to:

- Coordinate and supervise the personnel and other resources required in the maintenance and repair of wastewater treatment facilities;
- Evaluate maintenance policies and objectives;
- Make estimates of cost and time for all aspects of maintenance, repair, and construction work;
- Prepare rough sketches of maintenance, repair, and construction jobs;
- Read, interpret and work from blueprints, drawings, sketches, plans, specifications, and technical illustrations;
- Perform skilled mechanical repair work on wastewater treatment plant engines, pumps, and other equipment;
- Diagnose malfunctions and determine effective courses of action for correcting them;
- Perform heavy manual labor, meaning lifting, carrying fifty (50) to one hundred (100) pounds of weight;
- Keep records and prepare routine and special reports;
- Follow oral and written directions;
- Communicate effectively orally and in writing;
- Develop, implement, and enforce safety regulations and procedures;
- Provide training to less experienced employees;
- Establish and maintain cooperative relationships with those contacted during the course of work,

and

Education and Experience:

Education equivalent to the completion of the twelfth grade, and six (6) years of experience in the mechanical and structural maintenance, construction and repair of wastewater treatment plants, pumping stations, or equivalent facilities, at the least one (1) of which must have been in a responsible lead or supervisory management capacity.

SECRETARY

DEFINITION

Under direction, to perform a wide variety of administrative and secretarial functions of a responsible nature for City management personnel below the level of Department Head.

DISTINGUISHING CHARACTERISTICS

Secretary positions perform full secretarial functions of a standard nature for one or more management persons below the level of Department Head. The scope of assignments and delegated responsibilities is broad and extensive, but, less than that of positions allocated to the Executive Secretary class. These positions are further distinguished from the lower class of Stenographer Clerk, because a significant portion of normal work load requires processing of disciplinary actions, performance evaluations, grievances and other documents involved with employer-employee relations.

EXAMPLES OF DUTIES

Schedules appointments and coordinates arrangements for meetings and conferences; acts as receptionist for the supervisor, screening telephone calls, and/or visitors, and refers to appropriate staff members; routes or answers routine correspondence not requiring supervisor's attention and composes and types routine letters and memoranda; takes and transcribes shorthand (or machine) dictation, often of a technical and/or confidential nature; processes disciplinary actions, performance evaluations, grievances, and other documents involved in the employer-employee relations process; edits correspondence; researches and assembles statistics and information, and prepares special reports; coordinates items for board and council meetings; organizes and expedites flow of work through supervisor's office, and initiates follow-up action; gives information to the public and other City personnel which requires judgment and interpretation of City and departmental policies and procedures; maintains files and approves designations of filing; and may perform any or all of the following duties: receive, sort, and distribute mail; design forms necessary to departmental operations; assist in the preparation of departmental budget estimates and maintain records of expenditures; supervise and/or train subordinate clerical personnel and make recommendations on clerical appointments.

EMPLOYMENT STANDARDS

Knowledge of:

Business letter writing and forms;
Correct English usage, spelling, grammar, and punctuation;
Arithmetic;
Filing and record keeping systems;

Principles and methods of office procedures and practices, including word processing and data processing equipment;
Applications of administrative policies and procedures, budget, and information systems.

and

Ability to:

Type at a speed of 60 words per minute from clear copy;
Take dictation at a speed of 90 words per minute and transcribe it accurately;
Perform responsible typing, secretarial, receptionist, and clerical work involving the use of independent judgment;
Interpret and apply policies, laws, rules and regulations;
Carry out assignments with minimal general supervision;
Handle sensitive and confidential material with good judgment;
Compose correspondence on own initiative;
Prepare reports with accuracy and speed;
Make arithmetical calculations with speed and accuracy;
Meet the public tactfully and courteously and answer policy questions in person and over the telephone;
Establish and maintain cooperative relationships with those contacted during the course of work;
Train and assign work to subordinate personnel.

Experience:

Three (3) years of clerical or stenographic experience with the City of Modesto.

or

Three (3) years of secretarial experience. (Substitution may be allowed of work completed at an accredited university or college on the basis of two (2) academic years for one (1) year of the required experience up to a maximum of two (2) years experience. An academic year is defined as 30 semester or 45 quarter units.)

STENOGRAPHER CLERK

DEFINITION

Under general supervision, to perform a variety of typing and general clerical work; to take shorthand notes and transcribe them; and to do related work as required.

DISTINGUISHING CHARACTERISTICS

Positions in this class are assigned in departments where stenographic work is required over and above duties normally assigned to a Clerk Typist. They are assigned when there is not a significant requirement to process disciplinary actions, performance evaluations, grievances or other documents in the employer-employee relations process. Adequate performance at this level requires a knowledge of departmental procedures and precedents, and the ability to choose among alternatives in solving problems. A Stenographer Clerk is expected to work productively even in the absence of a supervisor, and work is normally reviewed on completion and for overall results.

EXAMPLES OF DUTIES

(Any one position may not include all the duties listed, nor do the examples cover all the duties which may be performed.)

Takes shorthand notes from dictation and transcribes them; attends meetings of boards and commissions, taking and transcribing minutes; prepares agenda for board meetings; types letters, memorandums, or other material, from oral dictation, rough draft, copy, notes or transcribing machine recordings; compiles and types statistical information; prepares and types documents, including: purchase orders, reports, lists, requisitions, permits, invoices, correspondence, cost estimates, and certificates; answers the telephone and waits on the general public, giving information as required; sorts and files documents, and records according to predetermined classifications, maintaining alphabetical, index, and cross reference files; checks invoices and requisitions for compliance with established standards and procedures and performs arithmetical calculations; mails out letters, forms and applications; may perform the following: receive, sort, and distribute incoming and outgoing mail; assist in making out forms; collect cash and issue receipts; and issue permits and licenses.

EMPLOYMENT STANDARDS

Knowledge of:

Correct English usage, spelling, grammar, and punctuation;
Business letter writing and forms;
Arithmetic;
Filing procedures;

Receptionist and telephone techniques;
Standard office machines.

and

Ability to:

Type at a speed of not less than 45 words a minute from clear copy;
Take dictation at a speed of 80 words per minute and transcribe it accurately;
Perform typing, receptionist and clerical work of average difficulty;
Make arithmetical calculations accurately;
Learn office methods, rules and policies;
Answers questions regarding departmental procedures and programs;
Operate office appliances and equipment;
Update and maintain files and information;
Understand and carry out oral and written directions;
Establish and maintain cooperative relationships with those contacted during the course of work.

and

Experience:

One (1) year of typing and general clerical work.

(Substitution may be allowed of work completed at an accredited university or college on the basis of two (2) academic years for the one (1) year of required experience. An academic year is defined as 30 semester or 45 quarter units.)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-343

A RESOLUTION AMENDING EXHIBIT "G" OF RESOLUTION NO. 83-426 ENTITLED "A RESOLUTION ESTABLISHING SALARY SCHEDULES AND FIXING COMPENSATION FOR POSITIONS IN THE CITY SERVICE."

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

SECTION 1. AMENDMENT TO RESOLUTION NO. 83-426. Exhibit "G" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1983-84", attached to Resolution No. 83-426, is hereby amended as shown on the amended Exhibit "G" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1983-84", which is attached hereto and made a part hereof as though set forth in full herein. Said amended Exhibit "G" adds the classifications of Benefits Technician, Range 419.5; Legal Services Supervisor, Range 423.5; Legal Services Technician, Range 420.5; and Secondary Treatment Site Supervisor, Range 424.5; deletes the classifications of Risk Management Technician, 417.5; Secretary to the City Attorney, Range 421.5; Senior Legal Secretary, Range 419.5; and Water System Inspector, Range 125.0; and changes the classifications of Code Enforcement Specialist from Range 122.0 to Range 119.5; Fire Prevention Technician from Range 120.5 to Range 123.5; and Secretary from Range 117.5 to Range 417.5.

SECTION 2. EFFECTIVE DATE. This resolution shall become effective on and after June 26, 1984.

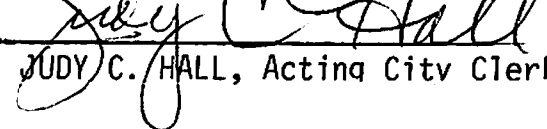
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 1984, by Councilmember Muratore, who moved its adoption, which motion

being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson


NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: 
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

CITY OF MODESTO
ALPHABETICAL LISTING OF CLASSIFICATIONS IN CITY SERVICE
1983-84

(Effective 6-28-83, Amended 12-27-83, 1-3-84, 2-28-84, 4-24-84, 6-26-84)

<u>Range No.</u>	<u>Title of Classification</u>	<u>Range No.</u>	<u>Title of Classification</u>
114.5	Account Clerk	429.0	Chief Electrician
122.0	Accountant I	N/A	Chief of Police
426.0	Accountant II	426.5	Chief of Survey Party
119.5	Accounting Technician	N/A	City Attorney
123.0	Accounts Examiner	N/A	City Clerk and Auditor
426.0	Administrative Analyst	N/A	City Manager
422.0	Administrative Assistant	117.5	Civil Engineering Technician I
429.0	Airport Manager	120.5	Civil Engineering Technician II
424.5	Airport Maintenance Supervisor	123.5	Civil Engineering Technician III
116.5	Animal Control Officer I	126.5	Civil Engineering Technician IV
118.5	Animal Control Officer II	113.5	Clerk Typist
426.5	Arborist	713.6	Clerk Typist (Y Rate)
633.0	Assistant Chief of Police	413.5	Clerk Typist (Confidential)
432.0	Assistant City Attorney I	124.0	Coach Mechanic
435.0	Assistant City Attorney II	419.5	Claims Representative
421.5	Assistant City Clerk	119.5	Code Enforcement Specialist
429.0	Assistant Civil Engineer	424.0	Collections Supervisor
433.0	Assistant Director of Parks & Recreation	120.5	Community Service Officer
122.5	Assistant Electrician	116.5	Computer Operator
426.0	Assistant Planner	125.0	Construction Inspector
428.0	Assistant Property Agent	427.0	Cost Analyst
124.0	Assistant Public Services Officer	123.0	Crime Analyst
427.0	Assistant Risk Manager		
426.0	Assistant Shop Supervisor	114.5	Data Entry Operator
433.0	Assistant to the City Manager	429.0	Data Processing Manager
432.0	Associate Civil Engineer	427.0	Deputy City Attorney I
429.0	Associate Planner	429.0	Deputy City Attorney II
		N/A	Deputy City Manager
419.5	Benefits Technician	312.0	Detective
426.0	Budget Accountant	N/A	Director of Engineering Services
122.0	Building Inspector I	N/A	Director of Finance
125.0	Building Inspector II	N/A	Director of Management Services
426.5	Building Maintenance Supervisor	N/A	Director of Parking and Traffic
120.5	Building Maintenance Worker	N/A	Director of Parks and Recreation
		N/A	Director of Planning and Community Development
434.0	Chief Building Official	N/A	Director of Utility Services
		117.5	Drafting Technician

Exhibit "G"

ALPHABETICAL LISTING (Continued)

<u>Range No.</u>	<u>Title of Classification</u>	<u>Range No.</u>	<u>Title of Classification</u>
426.5	Electrical Supervisor	426.0	Landscape Designer
118.5	Electrical Technician I	126.0	Lead Coach Mechanic
120.5	Electrical Technician II	124.0	Lead Equipment Mechanic
124.5	Electrician	417.5	Legal Secretary
127.0	Engineering Computer Programmer	423.5	Legal Services Supervisor
122.5	Equipment Crew Leader	420.5	Legal Services Technician
122.0	Equipment Mechanic		
120.5	Equipment Operator	120.5	Maintenance Mechanic
119.0	Equipment Service Worker	120.5	Maintenance Mechanic - Pumps
118.5	Evidence and Property Specialist	113.5	Maintenance Worker Trainee
419.5	Executive Secretary	116.5	Maintenance Worker I
424.0	Executive Assistant	118.5	Maintenance Worker II
		718.5	Maintenance Worker II (Y-Rate)
430.0	Finance Division Manager	120.5	Meter Reader/ Repair Worker
529.0	Fire Battalion Chief	112.5	Microfilm & Graphics Technician
N/A	Fire Chief	120.5	Motor Sweeper Operator
211.0	Fire Engineer	424.0	Museum Supervisor
123.0	Fire Equipment Mechanic		
210.0	Fire Fighter	122.5	Nursery Propagator
208.0	Fire Fighter Trainee		
213.0	Fire Lieutenant	109.5	Office Aide
123.5	Fire Prevention Technician	111.5	Office Clerk
		122.5	Office Services Supervisor
426.0	Historical Buildings Supervisor		
120.5	Housing Conservationist	122.5	Parking and Traffic Crew Leader
122.0	Housing Financial Specialist	429.0	Parking and Traffic Superintendent
432.0	Housing Program Officer	120.5	Parking Meter Worker
122.0	Housing Rehabilitation Specialist I	120.5	Parks Crew Leader
125.0	Housing Rehabilitation Specialist II	720.5	Parks Crew Leader (Y Rate)
		424.5	Parks Maintenance Supervisor I
122.0	Industrial Waste Inspector I	426.5	Parks Maintenance Supervisor II
125.0	Industrial Waste Inspector II	429.0	Parks Superintendent
		421.5	Payroll Technician
116.5	Janitor	432.0	Personnel Manager
122.5	Janitor Supervisor	421.5	Personnel Technician
126.0	Junior Civil Engineer	126.5	Plan Review Engineer
		426.5	Plan Review Engineer (MGT Benefits)
122.5	Laboratory Technician	117.5	Planning Technician I
113.5	Laborer (Unclassified)	120.5	Planning Technician II
		123.5	Planning Technician III

ALPHABETICAL LISTING (Continued)

<u>Range No.</u>	<u>Title of Classification</u>	<u>Range No.</u>	<u>Title of Classification</u>
122.5	Plant Mechanic	119.5	Senior Computer Operator
424.5	Plant Mechanical Maintenance Supervisor	115.5	Senior Microfilm & Graphics Technician
632.0	Police Captain	416.5	Senior Personnel Clerk
113.5	Police Clerk	423.5	Senior Personnel Technician
630.0	Police Lieutenant	115.5	Senior Police Clerk
308.0	Police Officer (Trainee Step)	118.5	Senior Printing Services Operator
310.0	Police Officer	120.5	Senior Storeskeeper
425.0	Police Records Supervisor	122.5	Senior Wastewater Treatment Plant Operator
628.0	Police Sergeant	416.5	Senior Word Processing Technician
429.0	Principal Management Analyst	429.0	Shop Supervisor
432.0	Principal Planner	123.5	Social Services Coordinator
115.5	Printing Services Operator	423.5	Social Services Coordinator (MGT Benefits)
113.5	Printing Services Trainee	114.5	Stenographer Clerk
123.0	Programmer Analyst I	118.5	Storeskeeper
126.0	Programmer Analyst II	120.5	Street Trees Crew Leader
426.0	Programmer Analyst (Finance)	428.5	Supervising Building Inspector
430.0	Property Agent	428.0	Supervising Construction Inspector
116.5	Property Control Aide	428.0	Supervising Housing Rehabilitation Specialist
427.0	Public Services Officer		
120.5	Public Works Line Worker	429.0	Transit Manager
424.5	Public Works Supervisor I	120.5	Tree Trimmer
426.5	Public Works Supervisor II	720.5	Tree Trimmer (Y-Rate)
124.0	Purchasing Assistant	122.5	Tree Trimmer Crew Leader
430.0	Purchasing Officer		
		424.5	Warehouse Supervisor
112.5	Receptionist	118.5	Wastewater Treatment Plant Attendant
429.0	Recreation Superintendent	120.5	Wastewater Treatment Plant Operator
426.0	Recreation Supervisor	426.5	Wastewater Treatment Plant Supervisor
432.0	Risk Manager	432.0	Water Quality Control Superintendent
		422.0	Word Processing Supervisor
417.5	Secretary	114.5	Word Processing Technician
424.5	Secondary Treatment Site Supervisor	113.5	Word Processing Trainee
116.5	Senior Account Clerk		
428.0	Senior Accountant	125.0	Zoning Inspector
126.5	Senior Building Inspector		
426.0	Senior Buyer		

Totals: 13 City Manager, Department Heads
184 Other

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-344**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
C.J. RUMBLE AND SONS, INC. FOR THE LEASE OF CHRYSLER 99 #2 PARK SITE**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and C.J. Rumble and
Sons, Inc. for the lease of Chrysler 99 #2 Park site

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

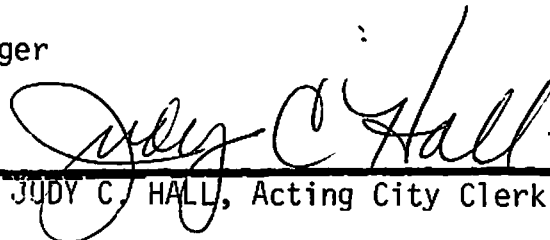
The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 5th day of
June, 1984, by Councilmember Lang,
who moved its adoption, which motion being duly seconded by Council-
member Whiteside, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


JUDY C. HALL, Acting City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-345**

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER AN AMENDMENT TO THE HOUSING ELEMENT OF THE MODESTO URBAN AREA GENERAL PLAN

BE IT HEREBY RESOLVED by the Council of the City of Modesto that June 26, 1984, at 7:30 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of an amendment to the Housing Element of the Modesto Urgan Area General Plan.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES: Councilmembers: None
ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-346

A RESOLUTION OF INTENTION TO VACATE AND ABANDON THE SIX-FOOT PUBLIC WALKWAY IN BLOCK 12948 BETWEEN SHEFFIELD LANE AND SOMERSET SENIOR ELEMENTARY SCHOOL, IN THE CITY OF MODESTO.

WHEREAS, the City Council has received a request by adjacent property owners to vacate and abandon the six-foot public walkway in Block 12948 between Sheffield Lane and Somerset Senior Elementary School, in the City of Modesto, and

WHEREAS, fee title to the public walkway right-of-way is vested in the adjacent landowners who are proponents of the abandonment, and

WHEREAS, the proposed walkway abandonment has been referred to affected City departments and local utility companies, and no objection to the abandonment has been received from them, and

WHEREAS, the proposed walkway abandonment has been referred to the Planning Commission, which by its Resolution No. 84-87, adopted on May 7, 1984, found and determined as follows:

1. The walkway has created a nuisance for adjacent property owners due to misuse, vandalism, and property damage.
2. The walkway is not necessary to serve present or future pedestrian access needs in the area.

and

WHEREAS, the Planning Commission by Resolution No. 84-87 adopted on May 7, 1984, recommended to the City Council that the vacation and abandonment of said public walkway in Block 12948 between Sheffield Lane and Somerset Senior Elementary School, in the City of Modesto be approved, and

WHEREAS, the City Council deems it appropriate to hold a public hearing and give all persons interested in or objecting to the proposed abandonment an opportunity to be heard,

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

SECTION 1. The Council of the City of Modesto hereby declares its intention to vacate and abandon the public walkway in Block 12948 between Sheffield Lane and Somerset Senior Elementary School, in the City of Modesto, County of Stanislaus, State of California, which is more particularly shown on the map entitled "Vacate and Abandon the 6' Walkway in Block 12948 LD 84-F", dated April 1, 1984, and on file in the office of the City Clerk, and more particularly described on the attached Exhibit "A" which is hereby made a part hereof by such reference, subject to such conditions as the City Council may require.

SECTION 2. The Council of the City of Modesto hereby elects to proceed with the proposed vacation and abandonment of said public walkway in Block 12948 between Sheffield Lane and Somerset Senior Elementary School in the City of Modesto, pursuant to the provisions of Division 9, Part 3, of the Streets and Highways Code of the State of California.

SECTION 3. Notice is hereby given that Tuesday, the 26th day of June, 1984, at 7:30 p.m. in the Council Chambers, 801 11th Street, Modesto, California, is hereby fixed as the time and place for hearing all persons interested in or objecting to the proposed vacation and abandonment.

SECTION 4. The City Clerk is hereby directed to cause to be published in full in The Modesto Bee, the official newspaper of the City of Modesto, the date, place, and hour of said hearing once each week for two (2) successive weeks before the date set for said hearing.

SECTION 5. The Director of Planning and Community Development is hereby directed to cause notices of the proposed walkway vacation and abandonment to be posted conspicuously along the line of the walkway proposed to be vacated and abandoned at least fourteen (14) days before the date set for the hearing, and at least three (3) notices shall be posted. Such notices shall state the passage of this Resolution of Intention and the time and place for hearing.

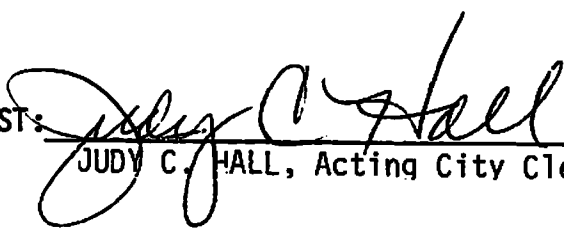
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:

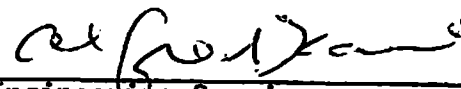

JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By 
Engineering Services
J. Christensen 6-5-84

VACATE AND ABANDON THE 6-FOOT WALKWAY IN BLOCK 12948

All that real property in the State of California, County of Stanislaus, City of Modesto, being a portion of the Northeast quarter of Section 16, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at the Southeastern corner of Lot 7 in Block 12948 of the SHERWOOD MANOR NO. 2 Subdivision, as per map filed October 30, 1962 in Volume 20 of Maps, Page 29, Stanislaus County Records; thence along the Eastern line of said Sherwood Manor No. 2, South $00^{\circ} 36' 25''$ East, 6.00 feet, to the Southeastern corner of Sherwood Manor No. 2 Subdivision; thence along the Southern line of Sherwood Manor No. 2 Subdivision, South $89^{\circ} 23' 30''$ West, 85.11 feet, to a point on a non-tangent curve from which point a radial line bears South $89^{\circ} 23' 30''$ West; thence Northerly along said non-tangent curve concave to the West, having a Radius of 50.00 feet, a Central Angle of $6^{\circ} 53' 56''$ and an Arc Length of 6.02 feet, to the Southwestern corner of said Lot 7, from which point a radial line bears South $82^{\circ} 29' 34''$ West; thence along the Southern line of Lot 7, North $89^{\circ} 23' 30''$ East, 85.47 feet, to the point of beginning.

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-347**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE GREATER MODESTO RELOCATABLE ADMINISTRATION AGENCY REGARDING TRANSFER OF FUNDS FROM THE SCHOOL SITE AND FACILITIES TAX FUND

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and the Greater Modesto Relocatable Administration Agency regarding transfer of funds from the School Site and Facilities Tax Fund

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:



JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-348

A RESOLUTION APPROVING THE FINAL MAP OF THE ORANGEBURG
PLAZA NO. 2 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, ORANGEBURG PLAZA GROUP, a partnership, is possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 3.02 acres, known as the Orangeburg Plaza No. 2 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 21st day of February, 1984, and

WHEREAS, the subdivider has prepared an accessway agreement to provide for the establishment, maintenance and repair of a 27- foot wide ingress-egress easement on the property, and

WHEREAS, the Secretary of the Planning Commission of the City of Modesto has certified that the final map of said tract substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Orangeburg Plaza No. 2 Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map be approved; that the streets, alleys and

easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the obligations set forth in Section 66499.3 of the Government Code of the State of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be authorized to execute and attest, respectively, an agreement with subdividers as required by Section 4-4.604 (c) of the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 1984, by Councilmember Lang who moved its adoption, which motion being duly seconded by Council-

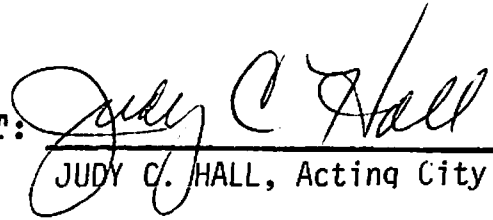
member _____, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers:

NOES: Councilmembers:

ABSENT: Councilmembers:

ATTEST:




JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By


ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-349

A RESOLUTION APPROVING THE FINAL MAP OF THE
OAKHAVEN CONDOMINIUMS
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, BOMBERGER BROTHERS, INC. EMPLOYEES DEFINED
BENEFIT PENSION PLAN AND TRUST, an employees defined benefit pension plan
and trust,

is (are) possessed of a tract of land situate in the City of Modesto,
County of Stanislaus, consisting of 5.317 acres, known as the
OAKHAVEN CONDOMINIUMS Subdivision, and

WHEREAS, a tentative map of said tract was approved by the
Planning Commission of the City of Modesto on the 10th day of
October, 1983, and

WHEREAS, the Secretary of the Planning Commission of the
City of Modesto has certified that the final map of said tract
substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified
that the final map of said OAKHAVEN CONDOMINIUM
Subdivision meets all of the provisions of the California Subdivision
Map Act and the provisions of the Modesto Municipal Code relating to
subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of
Modesto that said final map be approved; that the streets, alleys and

easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the obligations set forth in Section 66499.3 of the Government Code of the State of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be authorized to execute and attest, respectively, an agreement with subdividers as required by Section 4-4.604 (c) of the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Council-

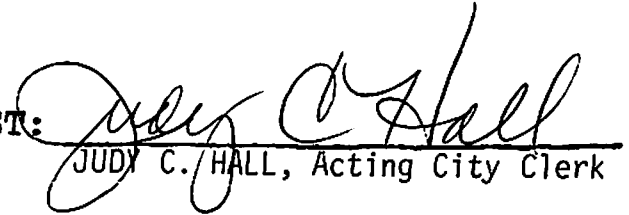
member Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-350

A RESOLUTION ACCEPTING IMPROVEMENTS IN KANSAS BUSINESS PARK SUBDIVISION AND
AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, H.M.C. Development Co. , subdividers of
Kansas Business Park Subdivision , have filed subdivision bonds
for faithful performance and labor and materials in the amount of \$ 116,600
and \$ 58,300 respectively to guarantee improvements in Kansas Business Park
; and

WHEREAS, the Director of Public Works in a memorandum dated April 10, 1984 ,
indicates that all work required by the subdivision agreement has been completed
to the satisfaction of the Public Works Department; and

WHEREAS, the Director of Public Works has indicated that it would be in order
for the City Council to accept the improvements in said subdivision as complete and
authorize the City Clerk to file notice of completion and release the subdivision
bonds upon expiration of the statutory period.

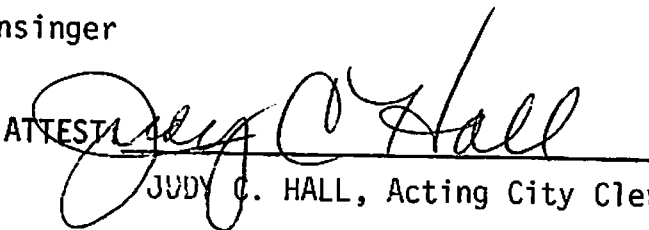
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto:

1. The improvements in Kansas Business Park Subdivision are hereby
accepted.
2. The City Clerk is hereby authorized to release the subdivision bond for
faithful performance in the amount of \$ 116,600 upon recordation of notice
of completion.
3. The City Clerk is hereby authorized to release the subdivision bond for
labor and materials in the amount of \$ 58,300 upon expiration of the
statutory period.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 5th day of June , 19 84 by Council-
member Lang , who moved its adoption, which motion being duly seconded by
Councilmember Whiteside , was upon roll call carried and the resolution adopted
by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson
NOES: Councilmembers: None
ABSENT: Councilmembers: Mayor Mensinger

ATTEST


JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-351

A RESOLUTION ESTABLISHING CHARGES FOR METERED WATER SERVICES AND UNMETERED WATER SERVICES.

WHEREAS, Sections 11-1.07 and 11-1.10 of the Modesto Municipal Code authorize the Council, by resolution, to establish charges for metered and unmetered water services,

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

SECTION 1. CHARGES FOR METERED WATER SERVICES.

The charge for all water delivered through water meters shall be as follows:

Ready to Serve Charge:
On and After March 1, 1982

Size of Meter	Bimonthly Rate March 1, 1982
3/4"	\$ 6.30
1 "	8.40
1-1/2"	10.45
2 "	12.55
3 "	16.75
4 "	21.80
6 "	32.70
8 "	41.75
10 "	50.25
12 "	58.70

Ready to Serve Charge:
On and After July 1, 1984

Size of Meter	Bimonthly Rate July 1, 1984
3/4"	\$ 6.50
1-3/4"	8.65
1-1/2"	10.75
2 "	12.90
3 "	17.25
4 "	22.45
6 "	33.70
8 "	43.00
10 "	51.75
12 "	60.55

The charge for each additional
100 cf over 3,355 cf on a
bimonthly rate .19

Ready to Serve Charge:
On and After January 1, 1985

Size of Meter	Bimonthly Rate January 1, 1985
3/4"	\$ 6.95
1-3/4"	9.25
1-1/2"	11.50
2 "	13.85
3 "	18.45
4 "	24.00
6 "	36.05
8 "	46.00
10 "	55.40
12 "	64.80

The charge for each additional
100 cf over 3,355 cf on a
bimonthly rate .21

Commodity Charge:

For the first three thousand, three hundred fifty-five (3,355) cubic feet of water delivered through a water meter, per bimonthly period the bimonthly ready to serve charge shall apply for each meter size. For all water over three thousand, three hundred fifty-five (3,355) cubic feet delivered through a water meter per bimonthly period, the charge shall be nineteen (\$.19) cents per one hundred (100) cubic feet.

If a meter shall be found out of order, the bimonthly charge shall be determined by the Director of Finance based upon previous water consumption.

If a consumer has more than one meter, a separate ready to serve charge will be made for each meter as well as the amount of water registered for each meter. Compound meters, however, shall be construed to be a single meter.

SECTION 2. CHARGES FOR UNMETERED WATER SERVICES.

The charge for all water delivered from an unmetered service after April 1, 1982 shall be as follows:

<u>Lot Area</u>	<u>Bimonthly Rate</u> <u>April 1, 1982</u>
3,500 SF, or less	\$ 8.25
3,501 to 7,000 SF	9.55
7,001 to 10,500 SF	10.70
10,501 to 14,000 SF	11.85
14,001 to 17,500 SF	14.25
17,501 to 21,000 SF	16.70
For each 3,500 SF or fraction thereof over 21,000	2.25

The charge for all water delivered from an unmetered service after August 1, 1984 shall be as follows:

<u>Lot Area</u>	<u>Bimonthly Rate August 1, 1984</u>
3,500 SF, or less	\$ 8.50
3,501 to 7,000 SF	9.85
7,001 to 10,500 SF	11.00
10,501 to 14,000 SF	12.20
14,001 to 17,500 SF	14.70
17,501 to 21,000 SF	17.20
For each 3,500 SF or fraction thereof over 21,000	2.30

The charge for all water delivered from an unmetered service after February 1, 1985 shall be as follows:

<u>Lot Area</u>	<u>Bimonthly Rate February 1, 1985</u>
3,500 SF, or less	\$ 9.10
3,501 to 7,000 SF	10.52
7,001 to 10,500 SF	11.80
10,501 to 14,000 SF	13.05
14,001 to 17,500 SF	15.70
17,501 to 21,000 SF	18.40
For each 3,500 SF or fraction thereof over 21,000	2.50

When water is turned on or off at any time between the beginning and end of the bimonthly period, the amount charged shall be pro-rated to the nearest one-half (1/2) month.

A five (5%) percent discount will be made in all billings on unmetered services paid one year in advance.

SECTION 3. PREPAID UNMETERED WATER SERVICE CHARGES.

Any person who has prepaid water service charges for unmetered water service and the period for which said unmetered water service charges were prepaid include any part or all of the period covered by Section 2 of this resolution shall be entitled to receive unmetered water service for said period for the prepaid rates.

BE IT FURTHER RESOLVED that Resolution No. 82-207 adopted on February 23, 1982, is hereby rescinded.

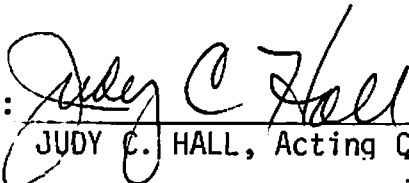
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mesinger


ATTEST:



JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By 

ELWYN L. JOHNSON, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-352**

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER ADJUSTMENT
IN GARBAGE SERVICE CHARGES**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that June 19, 1984 , at 4:00 P.M. in the Council Cham-
bers, City Hall, 801 Eleventh Street, Modesto, California, is hereby
set as the time and place for consideration of an adjustment in garbage
service charges.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 5th day of
June, 1984, by Councilmember Lang, who
moved its adoption, which motion being duly seconded by Councilmember
Whiteside, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


JUDY C. HALL, Acting City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-353**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ANTHONY D. AND SUSAN B. VERHAART FOR THE LEASE OF A THREE BEDROOM HOUSE LOCATED AT 2845 LINCOLN AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Anthony D. and Susan B. Verhaart for the lease of a three bedroom house located at 2845 Lincoln Avenue

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


JUDY C. HALL, Acting City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-354**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
BERBERIAN TRUST PROPERTIES FOR THE LEASE OF A PORTION OF THE FORMER McCLURE PROPERTY
(DRY CREEK PARK)**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Berberian Trust
Properties for the lease of a portion of the former McClure property (Dry
Creek Park)

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

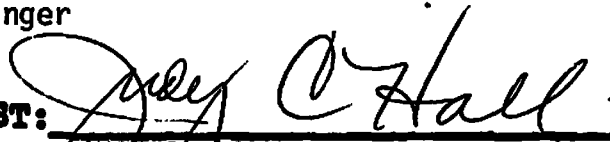
The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 5th day of
June, 1984, by Councilmember Lang
who moved its adoption, which motion being duly seconded by Council-
member Whiteside, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


JUDY C. HALL, Acting City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-355**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
BERBERIAN TRUST PROPERTIES FOR THE LEASE OF YOSEMITE NEIGHBORHOOD SCHOOL SITE**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Berberian Trust
Properties for the lease of Yosemite Neighborhood School site

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

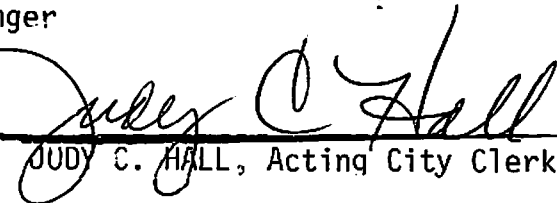
The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 5th day of
June, 1984, by Councilmember Lang
who moved its adoption, which motion being duly seconded by Council-
member Whiteside, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


JUDY C. HALL, Acting City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-356**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
BERBERIAN TRUST PROPERTIES FOR THE LEASE OF YOSEMITE NEIGHBORHOOD PARK SITE**

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Berberian Trust Properties for the lease of Yosemite Neighborhood Park site

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


JUDY C. HALL, Acting City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-357
AMENDED ACCESSWAY**

**A RESOLUTION APPROVING /AGREEMENT BETWEEN THE CITY OF MODESTO AND
PHILLIP D. OVERHOLTZER PERTAINING TO HOLLANDIA CORNERS SUBDIVISION, LOCATED AT
THE SOUTHWEST CORNER OF PRESCOTT ROAD AND SNYDER AVENUE**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that ^{amended accessway} the/agreement between the City of Modesto and Phillip D. Overholtzer
pertaining to Hollandia Corners Subdivision, located at the southwest corner of
Prescott Road and Snyder Avenue

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 5th day of
June, 1984, by Councilmember Lang,
who moved its adoption, which motion being duly seconded by Council-
member Whiteside, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson
NOES: Councilmembers: None
ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-358

A RESOLUTION ADOPTING AMENDED STANDARD SPECIFICATIONS
FOR ALL IMPROVEMENTS WITHIN THE PUBLIC RIGHT-OF-WAY
IN THE CITY OF MODESTO.

WHEREAS, Section 4-4.801 of the Modesto Municipal Code provides for the adoption by the City Council of "Standard Specifications of the City of Modesto" for improvements within the public right-of-way, said Standard Specifications to be prepared by the Director of Engineering Services and recommended by the Planning Commission, and

WHEREAS, the Standard Specifications for improvements within the public right-of-way currently in effect in the City of Modesto were adopted in 1982, and

WHEREAS, the Director of Engineering Services has recommended extensive amendments to the Standard Specifications which include several additions, deletions, or revisions, and

WHEREAS, the proposed amendments are to accomplish clarification of existing texts and drawings, updating to include the current editions of standards and tests, adding policies and procedures already used in practice, and adopting changes and/or additions to present policies and procedures, and

WHEREAS, the proposed amendments were considered by the Construction Industry Liaison Committee and notices of an informal public hearing by the Planning Commission to consider the proposed amendments were sent to the

Building Industry Association, Board of Realtors, Stanislaus County Public Works, and to local developers, engineers, and utility companies, and

WHEREAS, an informal public hearing to consider the proposed amendments was held by the Planning Commission on May 7, 1984, and

WHEREAS, the Planning Commission, by Resolution No. 84-97, adopted on May 7, 1984, recommended to the City Council the adoption of amended Standard Specifications for improvements within the public right-of-way in the City of Modesto as prepared by the Director of Engineering Services, and

WHEREAS, said proposed amended Standard Specifications for improvements within the public right-of-way in the City of Modesto as prepared by the Director of Engineering Services and revised and recommended by the Planning Commission were considered by the City Council at its regular meeting on June 5, 1984, at which time the Council determined that the proposed amended Standard Specifications for improvements within the public right-of-way in the City of Modesto, as recommended by the Planning Commission, should be adopted as the Standard Specifications of the City of Modesto.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that pursuant to the provisions of Section 4-4.801 of the Modesto Municipal Code, that certain document entitled "Standard Specifications of the City of Modesto" dated 1984, copies of which document are on file in the offices of the Director of Engineering Services and the Secretary of the Planning Commission, are hereby adopted as the Standard Specifications for the City of Modesto for improvements in the public right-of-way.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers None

ABSENT: Councilmembers Mayor Mensinger

ATTEST:



JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

BY



ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-359

A RESOLUTION APPROVING THE FINAL MAP OF THE
LAKWOOD CONDOMINIUMS SUBDIVISION
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, RESOURCE DEVELOPMENT, a General Partnership,

is (are) possessed of a tract of land situate in the City of Modesto,
County of Stanislaus, consisting of 3.846 acres, known as the
LAKWOOD CONDOMINIUMS Subdivision, and

WHEREAS, a tentative map of said tract was approved by the
Planning Commission of the City of Modesto on the 4th day of
October, 1982, and

WHEREAS, the Secretary of the Planning Commission of the
City of Modesto has certified that the final map of said tract
substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified
that the final map of said LAKWOOD CONDOMINIUMS
Subdivision meets all of the provisions of the California Subdivision
Map Act and the provisions of the Modesto Municipal Code relating to
subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of
Modesto that said final map be approved; that the streets, alleys and

easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the obligations set forth in Section 66499.3 of the Government Code of the State of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be authorized to execute and attest, respectively, an agreement with subdividers as required by Section 4-4.604 (c) of the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 1984, by Councilmember Lang who moved its adoption, which motion being duly seconded by Council-

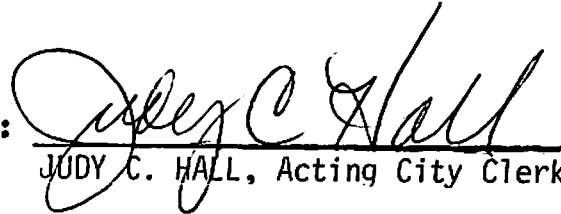
member Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-360

A RESOLUTION APPOINTING MEMBER OF THE REHABILITATION LOAN POOL SUBCOMMITTEE - SEAT NO. 2 (MICHAEL GARCIA)

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions;

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

SECTION 1. The following person is hereby appointed to the Rehabilitation Loan Pool Subcommittee - Seat No. 2 for the respective term as indicated:

Michael A. Garcia
1541 Vernon Avenue
Modesto, Ca. 95351

Term to expire June 30, 1987

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the Rehabilitation Loan Pool Subcommittee - Seat No. 2 and the Secretary thereof.

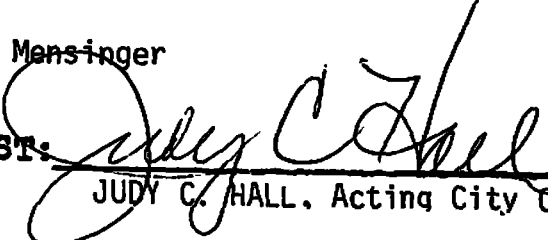
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-361

A RESOLUTION SUPPORTING THE APPROPRIATION BY CONGRESS OF \$14,000,000 TO CONSTRUCT A RAILROAD GRADE CROSSING SEPARATION AND TO RELOCATE RAILROAD TRACKS FROM 9TH STREET IN MODESTO.

WHEREAS, the main line Union Pacific Railroad tracks go through the City of Modesto in the middle of 9th Street between D and P Streets, a distance of 5,800 feet, and

WHEREAS, 9th Street is a major street bisecting the City of Modesto, and

WHEREAS, train traffic in 9th Street has a devisive effect on the City of Modesto by traveling through the City at five miles per hour, and

WHEREAS, the slow trains block intersections for up to twenty minutes, obstructing and delaying movement of police, fire equipment, ambulances, buses, private autos and trucks traveling from one side of the City of Modesto to the other side, including access to the Highway 99 Freeway, and

WHEREAS, trains in the middle of 9th Street expose auto and truck traffic to accidents and when the trains are traveling in the street, left turns off 9th Street cannot be made, and

WHEREAS, future industrial development south of Modesto along the Union Pacific tracks is likely to increase train traffic on 9th Street, and

WHEREAS, the City's planned community center site bounded by K, L, 11th Streets and the Southern Pacific Transportation Company tracks will be bisected by the Union Pacific tracks, hampering the full and best development of the site, and

WHEREAS, the City is moving ahead with the construction of a Transportation Center on the west side of 9th Street between I and K Streets and trains on 9th Street will interfere with the full use of that facility, and

WHEREAS, neither the Union Pacific Railroad nor the City of Modesto has funds to pay for relocation of the train tracks or to construct grade crossing separations,

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby support H.R.5504 to appropriate funds for construction of the National System of Interstate and Defense Highways for fiscal years 1985 and 1986, to revise authorizations for mass transportation, to expand and improve the relocation assistance program, and for other purposes, including \$14,000,000 to construct a Railroad Grade Crossing separation and to relocate the Union Pacific Railroad tracks from 9th Street in Modesto.

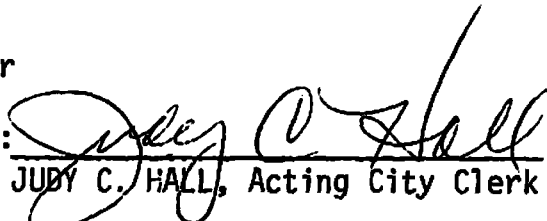
BE IT FURTHER RESOLVED that the City Clerk is hereby directed to cause copies of this resolution to be transmitted to appropriate officials.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: 
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-362

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PREZONED
PLANNED DEVELOPMENT ZONE, P-PD(353).
(Elwin Young)

WHEREAS, a verified application for an amendment to Section
12-3-8 _____ of the Zoning Map was filed by Elwin E. and Thelma D. Young
c/o Pacific Design Associates on February 21, , 1984 , to prezone to
Planned Development Zone, P-PD, the following described property:

Prezone to P-D

All that certain real property situate in a portion of the northeast
quarter of the southeast quarter of Section 12, Township 3 South, Range 8
East, Mount Diablo Base and Meridian, in the County of Stanislaus,
described as follows:

Beginning at the East quarter corner of said Section 12; thence on the
section line South 0°02'50" East 543.08 feet to the northern line of the
Hetch-Hetchy right-of-way; thence on said northerly right-of-way line,
South 70°31'40" West 575.04 feet; thence on a radial line bearing North
30°54'45" West 725.61 feet, to the centerline of Standiford Avenue, said
point being on a curve concave to the southeast, having a radius of
1150.00 feet; thence easterly along the arc of said curve to its
intersection with the East/West quarter section line of said Section 12;
thence along said quarter section line, North 89°37'10" East 663.73 feet
to the point of beginning.

Including also all of the Northern one-half of the Hetch-Hetchy
right-of-way immediately adjacent to the above described property.

WHEREAS, after public hearing held on April 2, 1984, it was found and determined by the Planning Commission that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The proposed neighborhood shopping center conforms to the General Plan.
2. The shopping center is the proper land use for this site and is better than alternate choices of land use.
3. The shopping center will serve the best interest of the general public by improving general traffic circulations via Prescott Road and the area around this major street intersection.

WHEREAS, after a public hearing held on May 15, 1984, and continued to June 12, 1984, the Council found and determined that the application of Elwin E. and Thelma D. Young c/o Pacific Design Associates for a Planned Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth above, and

WHEREAS, the Council has introduced Ordinance No. 2262-C.S. on the 12th day of June, 1984, rezoning the above-described property to Planned Development Zone, P-PD(353).

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

SECTION 1. DEVELOPMENT PLAN. The development plan for Prezoned Planned Development Zone, P-PD(353), is hereby approved in accordance with the following conditions:

1. All development shall conform to the plot plan titled "Pacific Design Associates" as amended in red, stamped approved by the Planning Commission on April 16, 1984.
2. The applicant shall submit revised plot plans showing all changes required by the Planning Commission prior to the City Council hearing. All development shall conform to these revised plans as amended in red, stamped approved by the Planning Commission on April 16, 1984.
3. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation in accordance with Section 10-2.1515 of the Modesto Municipal Code. Screen landscaping shall be installed along the southeast and southwest property lines.
4. Fencing shall be constructed prior to occupancy and shall be as follows:

Eight-foot decorative masonry wall along the southwest property line and a six-foot decorative masonry wall along the southeast property line.
5. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.
6. The developer shall dedicate and/or improve sufficient right-of-way as required by the Director of Engineering Services to complete Standiford Avenue and Prescott Road to major street standard prior to occupancy or upon demand by the City, whichever occurs first. The entire right-of-way dedication for Prescott Road shall be made and Prescott Road development shall be connected through from its dead-end to the south up to Standiford Avenue including the crossing of Hetch-Hetchy right-of-way in a manner required by the Director of Engineering Services.
7. Drainage shall be provided as required by the Director of Engineering Services.

8. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.
9. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of the same building materials used in the major buildings as determined by the Director of Planning and Community Development.
10. All businesses may be open to the public only between the hours of 7 a.m. and 10 p. m. seven days a week, unless a use permit for each business seeking additional hours is obtained from the Board of Zoning Adjustment.
11. No operations conducted on the premises shall cause an unreasonable amount of noise, odor, dust, mud, smoke, vibration, or electrical interference detectable off the premises. All machinery or equipment shall be soundproofed as required by the Director of Engineering Services.
12. The loading dock area on the south side of the shopping center may not be used for outside storage of any type of material.
13. All activities in the loading dock area, including the parking of trucks, may be conducted only between the hours of 7 a.m. and 10 p.m.
14. Two freestanding shopping center identification signs shall be permitted, one each on the Prescott Road and Standiford Avenue frontages. These signs shall not exceed 72 square feet in area and 20 feet in height. All other signs in the shopping center shall comply with the sign requirements of the H-1 Zone.
15. Prior to the issuance of a building permit for any structure, a parcel map shall be recorded.
16. Prior to issuance of a building permit, the developer shall pay the City of Modesto the cost of planting street trees, the number as determined by the Director of Engineering Services.
17. All curbcuts serving two-way driveways shall be widened to 41 feet in width.
18. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Prezoned Planned Development Zone, P-PD(353):

Phase I to include the supermarket, construction to start on or before July 1, 1987; completion to be by July 1, 1988

Phase II to include the remaining shops and stores, construction to start on or before July 1, 1989; completion to be by July 1, 1990

Phase III to include the corner financial institution, construction to start on or before July 1, 1990; completion to be by July 1, 1991

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-mentioned development plan shall be made in accordance with the provisions of Section 10-2.2708 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance and in strict adherence to the provisions of Article 27 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance rezoning the above-described property to Planned Development Zone, P-PD(353) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of June, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By William J. Nichols
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 84-363

**A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL
ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING
AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF
DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING
TO AN AMENDMENT TO SECTION MAP 12-3-8 OF THE ZONING MAP
OF THE CITY OF MODESTO PREZONING CERTAIN PROPERTY LOCATED
THEREON. (ELWIN YOUNG)**

WHEREAS, on June 12, 1984, the City Council
introduced Ordinance No. 2262-C.S. giving approval to a project relating
to an amendment to Section Map 12-3-8 of the Zoning Map of the City of Modesto
to prezone certain property to Planned Development Zone, P-PD(353)

and
WHEREAS, the City Council certifies that at said Council meeting it
reviewed and considered the findings of the City of Modesto Environmental Assessment
Committee which resulted in a negative declaration in regard to the environmental
impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the Director of Planning and Community Development of the City of Modesto is
hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice
of Determination in regard to the environmental impact of the subject project
relating to an amendment to Section Map 12-3-8 of the Zoning Map of the City of
Modesto to prezone certain property to Planned Development Zone, P-PD(353)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of June, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-364

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR LAKEWOOD PARK IMPROVEMENT

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

SECTION 1. The plans and specifications for Lakewood Park improvement

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on July 3, 1984, at 11:00 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of June, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-365

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR MANCINI PARK GRADING AND IRRIGATION

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

SECTION 1. The plans and specifications for Mancini Park grading and irrigation

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on July 3, 1984, at 11:10 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of June, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-366

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE RESURFACING OF 7TH STREET FROM G STREET
TO THE 7TH STREET BRIDGE

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

SECTION 1. The plans and specifications for the resurfacing of 7th Street
from G Street to the 7th Street bridge

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on July 3, 1984, at 11:05 a.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 12th day of June, 1984,
by Councilmember Whiteside, who moved its adoption, which motion
being duly seconded by Councilmember Sutton, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

A RESOLUTION ACCEPTING THE BID OF GEORGE REED, INC. FOR SITE IMPROVEMENTS AT FIRE STATION NO. 5

WHEREAS, Resolution No. 84-280 adopted by the Council of the City of Modesto on May 8, 1984, approved the plans and specifications for the site improvements at Fire Station No. 5 and authorized the calling for bids; and

WHEREAS, the bids received for the site improvements at Fire Station No. 5 were opened at 11:00 a.m. on June 5, 1984, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of George Reed, Inc. in the amount of \$11,945 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of George Reed, Inc. in the amount of \$11,945 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of June, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-368

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE RESIDENTIAL ALLEY PAVING PROGRAM, PROJECT NO. 10 AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering that the construction of the residential alley paving program, Project No. 10 has been completed by The Flintkote Company

in accordance with the contract agreement dated September 6, 1983.

NOW, THEREFORE, BE IT RESOLVED that the construction of the residential alley paving program, Project No. 10 be accepted from said contractor, The Flintkote Company;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$92,580.65 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of June, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Bright, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Merrill Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-369**

**A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE CITY HALL PARKING DECK
REPAIRS AS COMPLETE**

**WHEREAS, a report has been filed by the Director of Parking and
Traffic that the construction of the City Hall parking deck
repairs
has been completed by Alpha Waterproofing and Restoration**

in accordance with the contract agreement dated March 20, 1984.

**NOW, THEREFORE, BE IT RESOLVED that the construction of
the City Hall parking deck repairs
be accepted from said contractor, Alpha Waterproofing and Restoration;
that notice of completion be filed with the Recorder of Stanislaus
County and that payment of amounts due
as provided in the contract, be authorized.**

**The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 12th day of
June, 1984, by Councilmember Whiteside, who
moved its adoption, which motion being duly seconded by Councilmember
Sutton, was upon roll call carried and the resolution
adopted by the following vote:**

**AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger**

NOES: Councilmembers: None

ABSENT: Councilmembers: None

**ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 84-370

A RESOLUTION ACCEPTING THE BID OF BONANDER PONTIAC, INC. FOR FURNISHING TWO BUS ENGINES

WHEREAS, Resolution No.84-257, adopted by the Council of the City of Modesto on May 1, 1984, approved the plans and specifications for the purchase of two bus engines and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of two bus engines were opened at 3:15 p.m. on May 29, 1984, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Bonander Pontiac, Inc. in the amount of \$26,112 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Bonander Pontiac, Inc. in the amount of \$26,112 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of June, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-371

A RESOLUTION ACCEPTING THE BID OF CRYSTAL POOL SERVICE FOR FURNISHING SWIMMING POOL CHLORINE AND MURATIC ACID

WHEREAS, Resolution No. 84-293, adopted by the Council of the City of Modesto on May 15, 1984, approved the plans and specifications for the purchase of swimming pool chlorine and muratic acid and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of swimming pool chlorine and muratic acid were opened at 3:00 p.m. on June 5, 1984, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Crystal Pool Service in the amount of \$6,940 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Crystal Pool Service in the amount of \$6,940 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of June, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-372

A RESOLUTION ACCEPTING THE BID OF GLEN WILSON TRUCKING FOR ITEM 1 (PLASTER SAND) FOR ROCK, SAND AND GRAVEL PRODUCTS FOR THE 1984-85 FISCAL YEAR

WHEREAS, Resolution No.84-256, adopted by the Council of the City of Modesto on May 1, 1984, approved the plans and specifications for the purchase of rock, sand and gravel products for the 1984-85 fiscal year and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of rock, sand and gravel products for the 1984-85 fiscal year were opened at 3:00 p.m. on May 22, 1984, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Glen Wilson Trucking for Item 1 (plaster sand) be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Glen Wilson Trucking for Item 1 (plaster sand) be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of June, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-373

A RESOLUTION ACCEPTING THE BID OF CENTRAL READY MIX FOR ITEMS 2, 3, 4, 5, 6, AND 7 FOR ROCK, SAND AND GRAVEL PRODUCTS FOR THE 1984-85 FISCAL YEAR

WHEREAS, Resolution No.84-256, adopted by the Council of the City of Modesto on May 1, 1984, approved the plans and specifications for the purchase of rock, sand and gravel products for the 1984-85 fiscal year and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of rock, sand and gravel products for the 1984-85 fiscal year were opened at 3:00 p.m. on May 22, 1984, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Central Ready Mix for Items 2, 3, 4, 5, 6, and 7 (concrete mix aggr., fine aggr., fill sand, ABM, drain rock, and crushed rock screening) be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Central Ready Mix for Items 2, 3, 4, 5, 6, and 7 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

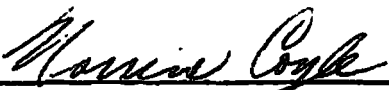
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of June, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:



NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-374

A RESOLUTION ACCEPTING THE BID OF M.J. RUDDY & SONS FOR ITEM 8 (HOT PLANT DRIED SAND) FOR ROCK, SAND AND GRAVEL PRODUCTS FOR THE 1984-85 FISCAL YEAR

WHEREAS, Resolution No. 84-256, adopted by the Council of the City of Modesto on May 1, 1984, approved the plans and specifications for the purchase of rock, sand and gravel products for the 1984-85 fiscal year and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of rock, sand and gravel products for the 1984-85 fiscal year were opened at 3:00 p.m. on May 22, 1984, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of M.J. Ruddy & Sons for Item 1 (hot plant dried sand) be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of M.J. Ruddy & Sons for Item 1 (hot plant dried sand) be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of June, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-375

A RESOLUTION ACCEPTING THE BID OF SHORE CHEMICAL COMPANY FOR FURNISHING 16 TONS OF TURF FERTILIZER

WHEREAS, Resolution No. 84-283, adopted by the Council of the City of Modesto on May 8, 1984, approved the plans and specifications for the purchase of turf fertilizer

and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of turf fertilizer were opened at 3:10 p.m. on May 29, 1984, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Shore Chemical Company in the amount of \$7,040 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Shore Chemical Company in the amount of \$7,040 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of June, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-376

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF ONE LIGHT UTILITY PICKUP TRUCK THROUGH THE STATE OF CALIFORNIA DEPARTMENT OF GENERAL SERVICES COOPERATIVE PURCHASING PROGRAM

WHEREAS, the Planning and Community Development Department is requesting the purchase of a light utility pickup truck to be used by the Housing Program staff for site inspections of homes undergoing rehabilitation work; and

WHEREAS, the City has used the State's Cooperative Purchasing Program because the State purchases in such large numbers they can extend the savings to public agencies.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of one light utility pickup truck is hereby waived.

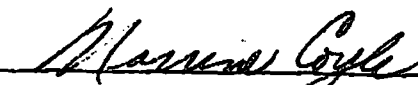
BE IT FURTHER RESOLVED that purchase of one light utility pickup truck through the State of California Department of General Services Cooperative Purchasing Program for the total amount of \$5,600 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of June, 1984, by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-377

A RESOLUTION APPROVING THE FINAL MAP OF THE
STANDIFORD SQUARE
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, THE LUCKEY COMPANY, a California Corporation

is (~~are~~) possessed of a tract of land situate in the City of Modesto,
County of Stanislaus, consisting of 9.614 acres, known as the
STANDIFORD SQUARE Subdivision, and

WHEREAS, a tentative map of said tract was approved by the
Planning Commission of the City of Modesto on the 6th day of
February, 1984, and

WHEREAS, the Secretary of the Planning Commission of the
City of Modesto has certified that the final map of said tract
substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified
that the final map of said STANDIFORD SQUARE
Subdivision meets all of the provisions of the California Subdivision
Map Act and the provisions of the Modesto Municipal Code relating to
subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of
Modesto that said final map be approved; that the streets, alleys and

easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the obligations set forth in Section 66499.3 of the Government Code of the State of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be authorized to execute and attest, respectively, an agreement with subdividers as required by Section 4-4.604 (c) of the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of June, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Council-

member Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

A RESOLUTION ACCEPTING A GRANT AGREEMENT FROM CALTRANS FOR THE CONSTRUCTION OF THE DOWNTOWN TRANSPORTATION CENTER

WHEREAS, on December 15, 1983 the California Transportation Commission (CTC) approved a construction grant for the City's Downtown Transportation Center providing about \$156,000 or 23% of the non-federal share of the final cost.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that it hereby accepts the California Transportation Commission's grant agreement in the amount of \$156,000 for construction of the City's Downtown Transportation Center.


BE IT FURTHER RESOLVED that the execution of the grant agreement by the City's designated official, Garth Lipsky, City Manager, be and it is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of June, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-379**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND CALTRANS TO INSTALL A SUSPENDED ALL-WAY RED FLASHING BEACON AT KANSAS AVENUE AND NORTHBOUND U.S. HIGHWAY 99 RAMPS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Caltrans to each pay half of the installation of a suspended all-way red flashing beacon at Kansas Avenue and northbound U.S. Highway 99 ramps

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of June, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-380

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF A COMPUTER AIDED DESIGN AND DRAFTING SYSTEM (CADD) FROM HEWLETT-PACKARD.

WHEREAS, the City owns a Hewlett-Packard HP1000 computer, and

WHEREAS, the Computer Aided Design and Drafting System (CADD) allows engineers and draftsmen to produce their drawings, both design and final, on the HP1000 computer, and

WHEREAS, the System will help to increase the productivity of engineers and draftsmen, and

WHEREAS, Hewlett-Packard is the sole source for the Computer Aided Design and Drafting System.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of the Computer Aided Design and Drafting System is hereby waived.

BE IT FURTHER RESOLVED that purchase of the Computer Aided Design and Drafting System from Hewlett-Packard for the total purchase price of \$55,076 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of June, 1984, by Councilmember Whiteside, who moved its adoption, which

motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOTES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, CITY CLERK

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION 84- 84-381

A RESOLUTION AMENDING THE ANNUAL BUDGET OF THE CITY OF MODESTO FOR THE FISCAL YEAR 1983-84 TO PROVIDE FINANCING FOR THE PURCHASE OF DATA PROCESSING EQUIPMENT AND RELATED COSTS.

WHEREAS, the City is proposing to purchase computer hardware and software from Hewlett-Packard Corporation for a cost of \$55,076, and

WHEREAS, \$34,176 is available in the Special Fund for Capital Outlay (Fund No. 13) for the purchase of said equipment, and

WHEREAS, it is necessary to amend the Annual Budget of the City of Modesto to provide additional financing for said equipment purchase, and

WHEREAS, the computer hardware and software being purchased from Hewlett-Packard Corporation will help meet the engineering needs of Fund 61, Water Fund,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the amount of \$20,900 be transferred from the Contingency Reserve for Pending Projects, Fund 61 Water Fund to Fund 13, Special Fund for Capital Outlay, and that this amount be appropriated in account No. 69.10-7112, Data Processing Expansion, Fund 13.

BE IT FURTHER RESOLVED that the Director of Finance is hereby authorized to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of June, 1984, by

Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-382

AMENDED

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
STANISLAUS COUNTY REGARDING STAFFING THE CENTRAL COMMUNICATIONS CENTER

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the ^{amended} agreement between the City of Modesto and Stanislaus County
regarding staffing the Central Communications Center

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 12th day of
June, 1984, by Councilmember Whiteside,
who moved its adoption, which motion being duly seconded by Council-
member Sutton, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-383

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND WILBUR SMITH AND ASSOCIATES FOR TRAFFIC CONSULTING SERVICES IN CONJUNCTION WITH PREPARATION OF AN ENVIRONMENTAL IMPACT REPORT ON EXTENSION OF THE YOSEMITE TRUNK SEWER

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Wilbur Smith and Associates for traffic consulting services in conjunction with Preparation of an Environmental Impact Report on the extension of the Yosemite trunk sewer

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of June, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84- 384

A RESOLUTION GRANTING THE APPEAL OF RESOURCE DEVELOPMENT TO THE DECISION OF THE PLANNING COMMISSION DENYING AN AMENDMENT TO SECTION 7-3-9 OF THE ZONING MAP TO REZONE FROM R-1 TO P-D, AND APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(358). (RESOURCE DEVELOPMENT)

WHEREAS, a verified application for an amendment to Section 7-3-9 of the Zoning Map was filed by Resource Development on April 2, 1984, to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D, to allow a car washing facility, both automated and self-serve, property located on the north side of Standiford Avenue and on the West side of Carver Road described as follows:

R-1 to P-D

ALL that certain real property situate in portion of the Northwest quarter of Section 7, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, City of Modesto, State of California described as follows:

Including all of Parcel "B" as shown on the recorded map filed in Book 16 of Parcel Maps at Page 18, Stanislaus County Records, more particularly described as follows:

Beginning at the interior quarter corner of said Section 7; thence North 88°55'20" West along the East-West quarter Section line of said Section 7, 321.00 feet to the intersection of the Southerly prolongation of the West line of Parcel "A" as shown on the aforementioned Parcel Map, said point of intersection being the true point of beginning of this description; thence continuing along said East-West quarter section line, North 88°55'20" West 597.36 feet to the intersection of the Southern line of 110 foot wide Hetch-Hetchy right-of-way; thence along said Southern right-of-way line, North 69°52'30" East 973.38 feet to the intersection of the North-South quarter section line of said Section 7; thence along the quarter section line South 0°41'30" East 172.21 feet to the Easterly prolongation of the North line of said Parcel "A"; thence North 88°55'20" West along said prolongation and North line of said Parcel "A", 321.00 feet more or less to the Northwest corner of said Parcel "A"; thence South 0°41'30" East along the West line of said Parcel "A" and its Southerly prolongation 180.00 feet more or less to the true point of beginning.

and

WHEREAS, after public hearing held on May 7, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission that the rezoning of the property as requested is not required by public necessity, convenience and general welfare for the following reasons:

1. The proposed commercial development on this property with major/collection street frontages is not consistent with the General Plan.
2. The increased traffic and turning movements generated would create untenable traffic hazard and impede smooth traffic flow in this stretch of Standiford Avenue.

and

WHEREAS, an appeal was filed with the City Council of the City of Modesto to the decision of the Planning Commission denying the requested rezoning, and

WHEREAS, after a public hearing held on June 5, 1984, and continued to June 19, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the appeal of Resource Development to the decision of the Planning Commission denying an amendment to Section 7-3-9 of the Zoning Map to Rezone from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(358), should be granted, and the decision of the Planning Commission overruled, for the following reasons:

1. The proposed car wash facility is a well-designed, innovative use of an odd-shaped parcel of land.
2. The proposed facility will be compatible with existing and potential surrounding land uses due to commercial developments on the south and the insulation of the residential areas on the north by a masonry wall and the Hetch Hetchy right-of-way.

and

WHEREAS, the Council has introduced Ordinance No. 2263 -C.S. on the 19th day of June, 1984, reclassifying the above-described property from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(358).

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

SECTION 1. APPEAL GRANTED. The appeal of Resource Development to the decision of the Planning Commission denying an amendment to Section 7-3-9 of the Zoning Map to rezone from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(358), is hereby granted, and the decision of the Planning Commission overruled for the reasons set forth above.

SECTION 2. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(358) is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan titled "Standiford Car Wash - Modesto" as amended in red, stamped approved by the City Council on June 5, 1984.
2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation in accordance with Section 10-2.1515 of the Modesto Municipal Code. Screen landscaping shall be installed along the northwest property line.
3. Fencing shall be constructed prior to occupancy and shall be as follows:
 - 7 foot decorative masonry wall along the entire Hetch Hetchy right-of-way terminating 15 feet from both Standiford Avenue and Carver Road right-of-way lines.
4. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash and other debris.
5. The developer shall dedicate and improve sufficient right-of-way as required by the Director of Engineering to complete Standiford Avenue and Carver Road to major and collector street standards, respectively, prior to occupancy or upon demand by the City, whichever occurs first.
6. Prior to issuance of a building permit, street improvement plans shall be approved by the Director of Engineering.
7. Drainage shall be provided as required by the Director of Engineering.

8. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of the same building materials used in the major buildings as determined by the Director of Planning and Community Development.
9. All signs shall comply with the sign requirements of the H-1 Zone.
10. Prior to the issuance of a building permit for any structure, a parcel map shall be recorded.
11. Prior to issuance of a building permit, the developer shall pay the City of Modesto the cost of planting street trees, the number as determined by the Director of Engineering.
12. All curbcuts serving two-way driveways shall be widened to 41 feet in width.
13. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.
14. All businesses may be open to the public only between the hours of 7 a.m. and 10 p.m., seven days a week, unless a use permit for each business seeking additional hours is obtained from the Board of Zoning Adjustment.

SECTION 3. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D (358) :

That the entire construction program be completed in one phase, construction to begin on or before January 1, 1986, and completion to be not later than January 1, 1988.

SECTION 4. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-mentioned development plan shall be made in accordance with the provisions of Section 10-2.2708 of the Modesto Municipal Code.

SECTION . COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 27 of Title X of the Modesto Municipal Code relating to Planned-Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION . EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned-Development Zone, P-D (358) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of June, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton,
Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

ATTEST:

Judy C. Hall
JUDY C. HALL, Acting City Clerk

APPROVED AS TO DESCRIPTION:

By Bill Smith
Department of Planning and
Community Development

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-385**

**A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL
ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING
AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF
DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING
TO AN AMENDMENT TO SECTION MAP 7-3-9 OF THE ZONING MAP,
OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY
LOCATED THEREON. (RESOURCE DEVELOPMENT)**

**WHEREAS, on June 19, 1984, the City Council
introduced Ordinance No. 2263-C.S. giving approval to a project relating
to an amendment to Section Map 7-3-9 of the Zoning Map of the City of
Modesto to reclassify certain property from Low Density Residential Zone,
R-1, to Planned Development Zone, P-D(358)
, and**

**WHEREAS, the City Council certifies that at said Council meeting it
reviewed and considered the findings of the City of Modesto Environmental Assessment
Committee which resulted in a negative declaration in regard to the environmental
impact of the subject project,**

**NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the Director of Planning and Community Development of the City of Modesto is
hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice
of Determination in regard to the environmental impact of the subject project
relating to an amendment to Section Map 7-3-9 of the Zoning Map of the City of
Modesto to reclassify certain property from Low Density Residential Zone,
R-1, to Planned Development Zone, P-D(358)**

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of June, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-386

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO PLANNED DEVELOPMENT ZONE, P-D(133) TO ALLOW USES IN THE C-1 ZONE, WITH CERTAIN LIMITATIONS.
(LANCE ELLIS/GREGORY DEVELOPMENT COMPANY)

WHEREAS, on June 19, 1984, the City Council introduced Ordinance No. 2264-C.S. giving approval to a project relating to an amendment to Planned Development Zone, P-D(133), to allow uses in the C-1 Zone, with certain limitations

_____ , and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Planned Development Zone, P-D(133), to allow uses in the C-1 Zone, with certain limitations

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of June, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Judy C. Hall
JUDY/C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-387

A RESOLUTION DENYING THE APPEAL OF STANDIFORD AVENUE JOINT VENTURE TO THE DECISION OF THE PLANNING COMMISSION DENYING AN AMENDMENT TO SECTION 7-3-9 OF THE ZONING MAP TO REZONE A PORTION OF P-D(257) TO R-3, PROPERTY LOCATED ON THE SOUTH SIDE OF STANDIFORD AVENUE EAST OF SHAWNEE DRIVE EXTENDED. (STANDIFORD AVENUE JOINT VENTURE)

WHEREAS, a verified application for an amendment to Section 7-3-9 of the Zoning Map was filed by Standiford Avenue Joint Venture c/o John R. Doxey and Associates on April 2, 1984, to reclassify from Planned Development Zone, P-D(257), to Low Density Residential Zone, R-1, and Medium High Density Residential Zone, R-3, property located on the south side of Standiford Avenue and East of Shawnee Drive extended, described as follows:

Portion P-D(257) to R-1

All that portion of the southwest quarter of Section 7, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the City of Modesto, County of Stanislaus, State of California, described as follows:

BEGINNING at the southeast corner of Parcel 2 as shown on the Parcel Map recorded in Book 29 of Parcel Maps, at Page 88, Stanislaus County Records; thence on the south line of said Parcel 2, North 88°19'34" West 189.13 feet; thence North 0°00'26" East 193.86 feet; thence North 88°21'19" West 937.28 feet; thence North 41°58'18" West 123.37 feet to the future centerline of Shawnee Drive; thence on said future centerline, North 0°00'00" East 33.57 feet to the beginning of a curve concave to the east, having a radius of 515.00 feet and a central angle of 20°33'18"; thence northerly on the arc of said curve 184.76 feet; thence leaving said centerline, South 88°16'03" East 1176.17 feet to the east line of the aforementioned Parcel 2; thence on said east line South 0°00'00" East 496.84 feet to the point of beginning.

Containing 9.14 Acres, more or less (8.98 Acres Net)

Portion P-D(257) to R-3

All that portion of the southwest quarter of Section 7, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the City of Modesto, County of Stanislaus, State of California, described as follows:

BEGINNING at the intersection of the centerline of Shawnee Drive with the east-west quarter section line through said Section 7; thence on said quarter section line South 88°16'03" East 306.72 feet to the northerly prolongation of the east line of Parcel 2 as shown on the Parcel Map recorded in Book 29 of Parcel maps, at page 88, Stanislaus County Records; thence on said prolongation and said east line, South 0°00'00" East 496.32 feet to an angle point in the east line of said Parcel 2; thence parallel with the aforementioned quarter section line, North 88°16'03" West 533.85 feet to the future centerline of Shawnee Drive, said point being on a curve concave to the east, having a radius of 515.00 feet and a central angle of 26°16'23" and from which point the radius point of said curve bears South 69°26'42" East; thence northeasterly on the arc of said curve 236.15 feet to the point of reverse curvature with a curve concave to the northwest, having a radius of 300.00 feet and a central angle of 45°05'44" thence northerly on the arc of said curve 236.12 feet; thence continuing on the future centerline of Shawnee Drive North 1°43'57" East 85.00 feet to the point of beginning.

Containing 4.45 Acres, more or less. (3.58 Acres Net),

and

WHEREAS, a public hearing was held by the Planning Commission on May 7, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, the Planning Commission, by Resolution No. 84-94, found and determined that rezoning the south 8.98 acres to R-1 as requested was required by public necessity, convenience, and general welfare but that rezoning the north 3.58 acres to R-3 is not required by public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 84-94 and quoted below:

1. The P-D(257) zone has expired and R-1 zoning will enable the applicant to pursue development of the tentative Olympic Village Subdivision, a residential development that conforms to the General Plan.
2. A P-D zone rather than the straight R-3 zoning as requested will allow the applicant to achieve a reasonable density of development with the proper site plan control by the City.

and

WHEREAS, an appeal was filed with the City Council of the City of Modesto to the decision of the Planning Commission denying the requested rezoning of the north 3.58 acres of Planned Development Zone, P-D(257), to Medium High Density Residential Zone, R-3, and

WHEREAS, after a public hearing held on June 19, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the appeal of Standiford Avenue Joint Venture to the decision of the Planning Commission denying an amendment to Section 7-3-9 of the Zoning Map to rezone the north 3.58 acres of Planned Development Zone, P-D(257), to Medium High Density Residential Zone, R-3, should be denied, and the decision of the Planning Commission to rezone all of Planned Development Zone, P-D(257), to Low Density Residential Zone, R-1, should be sustained for the reasons set forth in Planning Commission Resolution No. 84-94, and quoted above,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby deny the appeal of Standiford Avenue Joint Venture to the decision of the Planning Commission denying an amendment to Section 7-3-9 of the Zoning Map of the City of Modesto to rezone the north 3.58 acres of Planned Development Zone, P-D(257), to Medium High Density Residential Zone, R-3, property located on the south side of Standiford Avenue east of Shawnee Drive extended, and the decision of the Planning Commission to rezone all of Planned Development Zone, P-D(257), to Low Density Residential Zone, R-3, is hereby sustained, for the reasons set forth above.

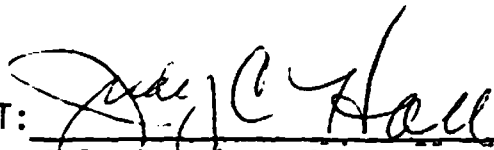
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of June, 1984, by

Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutter, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

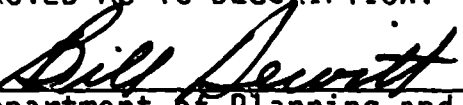
ATTEST: 
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By 
Department of Planning and
Community Development

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-387A**

**A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL
ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING
AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF
DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING
TO AN AMENDMENT TO SECTION MAP 7-3-9 OF THE ZONING MAP
OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED
THEREON. (STANDIFORD AVENUE JOINT VENTURE)**

**WHEREAS, on June 19, 1984, the City Council
introduced Ordinance No. 2265-C.S. giving approval to a project relating
to an amendment to Section Map 7-3-9 of the Zoning Map of the City of Modesto
to rezone from Planned Development Zone, P-D(257) to Low Density Residential
Zone, R-1, and**

**WHEREAS, the City Council certifies that at said Council meeting it
reviewed and considered the findings of the City of Modesto Environmental Assessment
Committee which resulted in a negative declaration in regard to the environmental
impact of the subject project,**

**NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the Director of Planning and Community Development of the City of Modesto is
hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice
of Determination in regard to the environmental impact of the subject project
relating to an amendment to Section Map 7-3-9 of the Zoning Map of the City of
Modesto to rezone from Planned Development Zone, P-D(257) to Low Density Residential
Zone, R-1.**

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of June, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-388

A RESOLUTION ADOPTING A REVISED SCHEDULE OF RATES AND CHARGES FOR THE COLLECTION OF GARBAGE IN THE CITY OF MODESTO.

WHEREAS, Section 5-5.32 of the Modesto Municipal Code provides that charges to customers for garbage service in the City of Modesto shall be set by the City Council by resolution and may be revised from time to time after holding a public hearing thereon, and

WHEREAS, the City Council has previously, by Resolution No. 81-740, adopted a schedule of rates and charges for garbage service in the City of Modesto, and

WHEREAS, the City staff has recommended to the City Council a revised schedule of rates and charges for garbage service in the City of Modesto, and

WHEREAS, by Resolution No. 84-352 adopted on June 5, 1984, June 19, 1984, at 4:00 p.m. was set as the time and place for consideration of said recommended revised schedule of rates and charges for garbage service in the City of Modesto, and

WHEREAS, a public hearing was held at said time and place, at which time evidence, both oral and documentary, was received and considered, and

WHEREAS, it was found and determined by the Council of the City of Modesto that the schedule of rates and charges to be charged for the collection of garbage in the City of Modesto should be revised,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby adopts the following revised schedule of rates and charges for garbage service to be charged by all licensed collectors of garbage in the City of Modesto from July 1, 1984, until revised by the City Council:

No. of Containers	1	2	3	4	5	6
1.	3.75 3.85	7.50 7.70	11.25 11.55	15.00 15.40	18.75 19.25	22.50 23.10
2.	5.65 5.85	11.30 11.70	16.95 17.55	22.60 23.40	28.25 29.25	33.90 35.10
3.	7.55 7.85	15.10 15.70	22.65 23.55	30.20 31.40	37.75 39.25	45.30 47.10
4.	9.45 9.85	18.90 19.70	28.35 29.55	37.80 39.40	47.25 49.25	56.70 59.10
5.	11.35 11.85	22.70 23.70	34.05 35.55	45.40 47.40	56.75 59.25	68.10 71.10
6.	13.25 13.85	26.50 27.70	39.75 41.55	53.00 55.40	66.25 69.25	79.50 83.10

The standard container rates shall apply for service when containers are placed in a location set forth in Section 5-5.10 Container Locations (a.1) (a.2). If it is necessary for the collector to enter a fenced yard and/or go more than fifty (50) feet from the property line but less than one hundred (100) feet from the property line to reach a container there shall be added to the regular monthly collection charge an additional charge of one dollar (1.00) per month. When containers are located at a distance greater than one hundred (100) feet from the property line or there are three or more containers within a fenced yard or more than fifty (50) feet from the property line which requires additional trips by the garbage collector, this shall be handled as a Special Service Condition for which the rates are to be established by negotiation.

DETACHABLE CONTAINERS

Number of collections per week

Container Size	1	2	3	4	5	6
1 CY	9.20 9.60	18.40 19.20	27.60 28.80	36.80 38.40	46.00 48.00	55.20 57.60
1 1/2 CY	13.80 14.40	27.60 28.80	41.40 43.20	55.20 57.60	69.00 72.00	82.80 86.40
2 CY	18.40 19.20	36.80 38.40	55.20 57.60	73.60 76.80	92.00 96.00	110.40 115.20
3 CY	27.60 28.80	55.20 57.60	82.80 86.40	110.40 115.20	138.00 144.00	165.60 172.80
4 CY	36.80 38.40	73.60 76.80	110.40 115.20	147.20 153.60	184.00 192.00	220.80 230.40
5 CY	46.00 48.00	92.00 96.00	138.00 144.00	184.00 192.00	230.00 240.00	276.00 288.00
6 CY	55.20 57.60	110.40 115.20	165.60 172.80	220.80 230.40	276.00 288.00	331.20 345.60

DETACHABLE CONTAINER RENTAL RATES

NOT INCLUDED IN ABOVE SCHEDULE

Detachable container size	1 CY	1 1/2 CY	2 CY	3 CY	4 CY
Monthly rental rate	8.05	8.65	9.20	9.80	10.35

DROP BOX CONTAINERS

Pickup charge	\$57.50	Pickup	
Rental	2.00	Day with \$46.00 maximum for each 30-day rental period	
Disposal charge		Actual charge to be paid by customer	

Garbage company will provide up to 40 CY Drop-box containers for above stated charges subject only to load limit of transfer vehicle.

COMPACTORS

Number of collections per week

Front Loader Type Size	1	2	3	4	5	6
3 CY	36.20	72.40	108.60	144.80	181.00	217.20
4 CY	46.60	93.20	139.80	186.40	233.00	279.60
Roll-Off Type - 6 CY to 40 CY	83.50 per pickup					
Washing of compactor at the request of customer	\$30. Disposal charge: Actual charge to be paid by customer					

EXTRA PICKUPS

Standard containers or equivalent	\$3.50 plus \$0.60/container
Detachable containers	\$8.00 plus \$1.15/CY

SPECIAL SERVICE CONDITIONS

In situations where none of the above rates reasonably apply, the cost of service is to be negotiated between the garbage company and the customer.

DETACHABLE CONTAINER ONLY
REPLACEMENT AND CLEANING SERVICE

1 CY	1 1/2 CY	2 CY	3 CY	4 CY
9.20	10.00	11.00	14.40	18.40

NOTATIONS

- Where the landlord pays for all cans in one location, it shall be regarded as one service. Each location in which cans are placed for collection must be regarded as a separate service.
- Where tenant pays for can collection, regardless of location, it shall be regarded as one service.

BE IT FURTHER RESOLVED, that any person who has prepaid garbage service charges for residential garbage services for the calendar year 1984 shall be entitled to receive garbage service for the balance of said calendar year of 1984 at the prepaid rates.

BE IT FURTHER RESOLVED, That Resolution No. 81-740 is hereby rescinded, effective June 30, 1984.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of June, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-389

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(356).

WHEREAS, a verified application for an amendment to Section 24-3-9 of the Zoning Map was filed by James D. Horn Construction Company/Gilbralter Community Builders, on April 16, 1984, to rezone from Low Density Residential Zone, R-1, to Medium High Density Residential Zone, R-3, and Planned Development Zone, P-D, the following described property:

R-1 to R-3

All that portion of Lot 8 of the Idaho Colony lying in the Northwest quarter of the Northwest quarter of Section 24, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the City of Modesto, County of Stanislaus, State of California, described as follows:

Commencing at the northwest corner of said Section 24; thence South $0^{\circ}58'10''$ East along the west line of said Section 24 and the northerly prolongation of the centerline of Lakewood Avenue, 177.83^{\pm} feet to the South line of Briggsmore Avenue; thence continuing along said section line and the centerline of Lakewood Avenue, South $0^{\circ}58'10''$ East, 291.00 feet; thence North $89^{\circ}34'10''$ East, 200.00 feet; thence North $0^{\circ}58'10''$ West parallel to said West line of Section 24 a distance of 291.00 feet to the aforementioned south right-of-way line of Briggsmore Avenue; thence continuing on a line parallel to said West line of Section 24, 177.83^{\pm} feet to the North line of said Section 24; thence along said North line, South $89^{\circ}34'10''$ West 200.00 feet to the point of beginning.

R-1 to P-D

All that portion of Lot 8 of the Idaho Colony lying in the Northwest quarter of the Northwest quarter of Section 24, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the City of Modesto, County of Stanislaus, State of California, described as follows:

Commencing at the intersection of the centerline of Mulholland Drive and Lakewood Avenue; thence along the centerline of Mulholland Drive, North $89^{\circ}21'00''$ East 560.53 feet to the southerly prolongation of the east line of Lot 17 of Block 1656 as shown on the official map of Old Orchard No. 3, filed in the office of the Recorder of Stanislaus County, California, on February 26, 1974, in Volume 24 of Maps, page 66; thence along said Southern prolongation and the East line of said Lot 17, North $0^{\circ}55'50''$ West, 630.00 feet to the northeast corner of said Lot 17 and the South line of East Briggsmore Avenue; thence north $0^{\circ}55'50''$ West along the Northerly prolongation of said East line of Lot 17, 177.83^{\pm} feet to the North line of said Section 24; thence along said North line South $89^{\circ}34'10''$ West 361 feet more or less to a point 200 feet East of the Northwest corner of said Section 24; thence South $0^{\circ}58'10''$ East and parallel with the West section line of said Section 24, 468.83 feet; thence South $89^{\circ}34'10''$ West and parallel with the North line of said Section 24, 200.00 feet to the West section line of said Section 24; thence along said West section line, South $0^{\circ}58'10''$ East, 341.15 feet to the point of beginning.

WHEREAS, after public hearing held on May 21, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The proposed R-3 zone and the 116-unit P-D both conform to the density limitations of the General Plan.
2. The 116-unit apartment development, with seven foot masonry wall perimeters and screen landscaping along the east side promote neighborhood compatibility.

and

WHEREAS, after a public hearing held on June 19, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of James D. Horn Construction Company/ Gilbralter Community Builders for R-3 zoning and a Planned-Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth above, and

WHEREAS, the Council has introduced Ordinance No. 2266 -C.S. on the 19th day of June, 1984, reclassifying the above-described property from Low Density Residential Zone, R-1, to Medium High Density Residential Zone, R-3, and Planned-Development Zone, P-D(356).

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

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned
Development Zone, P-D(356) is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Apartment Project Lakewood at Mulholland, Modesto, California", as amended in red, stamped approved by the Planning Commission on May 21, 1984.
2. Prior to issuance of a building permit, the applicant shall submit a set of revised plot plans showing all changes required by the Planning Commission. All development shall conform to this revised plan as amended in red, stamped approved by the Planning Commission on May 21, 1984.
3. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation in accordance with Section 10-2.1515 of the Modesto Municipal Code. Screen landscaping shall be installed along the east property line.
4. Fencing shall be constructed prior to occupancy and shall be as follows:

Seven-foot solid decorative masonry wall along all frontages except Lakewood Avenue and Mulholland Drive.
5. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.
6. The developer shall improve Lakewood Avenue and Briggsmore Avenue to a major street standard prior to occupancy or upon demand by the City, whichever occurs first.
7. Drainage shall be provided as required by the Director of Engineering Services.
8. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.
9. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of the same building materials used in the major buildings as determined by the Director of Planning and Community Development.

10. All utilities shall be underground and cable television service shall be stubbed into all units.
11. All signs shall comply with the sign requirements of the R-3 Zone.
12. Prior to the issuance of a building permit for any structure, a parcel map shall be recorded.
13. Prior to issuance of a building permit, the developer shall pay the City of Modesto the cost of planting street trees, the number as determined by the Director of Engineering Services.
14. All curbcuts serving two-way driveways shall be widened to 41 feet in width.
15. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.
16. The applicant shall record a "Notice of Conditions" in the Stanislaus County Recorder's Office on a form available in the Planning and Community Development Department.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D (356) :

The entire construction program be accomplished in one phase, construction to begin on or before July 1, 1986, and completion to be not later than July 1, 1987.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-mentioned development plan shall be made in accordance with the provisions of Section 10-2.2708 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 27 of Title X of the Modesto Municipal Code relating to Planned-Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Medium High Density Residential Zone, R-3, and Planned-Development Zone, P-D(356) becomes effective.

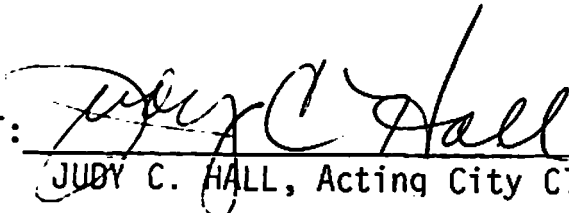
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of June, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:



JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By 

ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By 

Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 84-390

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 24-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (HORN CONSTRUCTION/GIBRALTER COMMUNITY BUILDERS)

WHEREAS, on June 19, 1984, the City Council introduced Ordinance No. 2266-C.S. giving approval to a project relating to an amendment to Section Map 24-3-9 of the Zoning Map of the City of Modesto to reclassify certain property from Low Density Residential Zone, R-1, to Medium High Density Residential Zone, R-3, and Planned Development Zone, P-D(356), and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 24-3-9 of the Zoning Map of the City of Modesto to reclassify certain property from Low Density Residential Zone, R-1, to Medium High Density Residential Zone, R-3, and Planned Development Zone, P-D(356).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of June, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-391

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE CONSTRUCTION OF OAKDALE ROAD FROM 292.5 FEET
NORTH OF BRIGGSMORE AVENUE TO FLOYD AVENUE (FAUE PROJECT M-F 219-(2))

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

SECTION 1. The plans and specifications for the construction of Oakdale Road from 292.5 feet north of Briggsmore Avenue to Floyd Avenue copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on July 17, 1984, at 11:00 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of June, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:



JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-392

A RESOLUTION ACCEPTING THE BID OF THE FLINTKOTE COMPANY FOR THE RECONSTRUCTION OF ELM AVENUE FROM ARROWHEAD COURT TO EMERALD AVENUE

WHEREAS, Resolution No.84-291, adopted by the Council of the City of Modesto on May 15, 1984, approved the plans and specifications for the reconstruction of Elm Avenue from Arrowhead Court to Emerald Avenue and authorized the calling for bids; and

WHEREAS, the bids received for the reconstruction of Elm Avenue from Arrowhead Court to Emerald Avenue were opened at 11:00 a.m. on June 12, 1984, and later tabulated by the Director of Engineering for the consideration of the Council; and


WHEREAS, the Director of Engineering has recommended that the bid of The Flintkote Company in the amount of \$71,936 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of The Flintkote Company in the amount of \$71,936 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of June, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:


JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-393

A RESOLUTION ACCEPTING THE BID OF MODESTO PAVING, INC. FOR THE RECONSTRUCTION OF EMERALD AVENUE BETWEEN M.I.D. LATERAL NO. 4 AND LAUREL AVENUE

WHEREAS, Resolution No.84-292, adopted by the Council of the City of Modesto on May 15, 1984, approved the plans and specifications for the reconstruction of Emerald Avenue between M.I.D. Lateral No. 4 and Laurel Avenue and authorized the calling for bids; and

WHEREAS, the bids received for the reconstruction of Emerald Avenue between M.I.D. Lateral No. 4 and Laurel Avenue were opened at 11:05 a.m. on June 12, 1984, and later tabulated by the Director of Engineering for the consideration of the Council; and

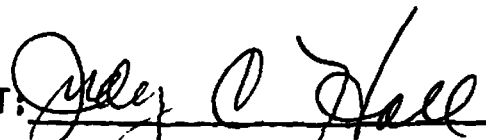
WHEREAS, the Director of Engineering has recommended that the bid of Modesto Paving, Inc. in the amount of \$16,313.88 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Modesto Paving, Inc. in the amount of \$16,313.88 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of June, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:



JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-394

A RESOLUTION ACCEPTING THE BID OF CLYDE WHEELER PIPELINE FOR THE USTICK-TUDOR-WALDO-IRONSIDE WATERLINE EXTENSION

WHEREAS, Resolution No.84-309, adopted by the Council of the City of Modesto on May 22, 1984, approved the plans and specifications for the Ustick-Tudor-Waldo-Ironside waterline extension and authorized the calling for bids; and

WHEREAS, the bids received for the Ustick-Tudor-Waldo-Ironside waterline extension were opened at 11:10 a.m. on June 12, 1984, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Clyde Wheeler Pipeline in the amount of \$26,697 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Clyde Wheeler Pipeline in the amount of \$26,697 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

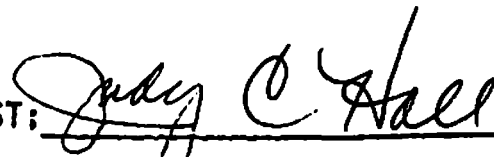
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of June, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:



JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-395

A RESOLUTION ACCEPTING THE BID OF MOTOROLA COMMUNICATIONS FOR FURNISHING TWELVE PORTABLE RADIOS AND SIX HEADSETS

WHEREAS, Resolution No.84-259, adopted by the Council of the City of Modesto on May 1, 1984, approved the plans and specifications for the purchase of twelve portable radios and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of twelve portable radios were opened at 3:00 p.m. on May 29, 1984, and later tabulated by the Director of Finance for the consideration of the Council; and

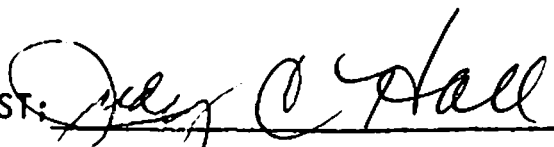
WHEREAS, the Director of Finance has recommended that the bid of Motorola Communications in the amount of \$14,962 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Motorola Communications in the amount of \$14,962 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of June, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST:


JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-396

A RESOLUTION ACCEPTING THE BID OF WILLE ELECTRIC FOR FURNISHING ANNUAL DRY CELL BATTERIES

WHEREAS, Resolution No.84-294, adopted by the Council of the City of Modesto on May 15, 1984, approved the plans and specifications for the purchase of annual requirement of dry cell batteries and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of dry cell batteries were opened at 3:05 p.m. on June 5, 1984, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Wille Electric Supply for an estimated cost of \$3,000 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Wille Electric Supply for an estimated cost of \$3,000 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of June, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST:


JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-397

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF BLUEPRINTING SERVICES FROM MODESTO BLUE PRINTERS FOR THE 1984-85 FISCAL YEAR

WHEREAS, Resolution No. 84-258, adopted by the Council of the City of Modesto on May 1, 1984, approved the plans and specifications for the purchase of blueprint services for various City departments for the 1984-85 fiscal year; and

WHEREAS, from the four known blueprint firms contacted in the Modesto area, no one responded to the call for bids; and

WHEREAS, Modesto Blue Printers inadvertently overlooked the bid, but has offered to supply the service for the same prices as last year.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of blueprinting services for the 1984-85 fiscal year is hereby waived.


BE IT FURTHER RESOLVED that purchase of blueprint services for the 1984-85 fiscal year from Modesto Blue Printers for current year prices is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of June, 1984, by Councilmember Bright , who moved its adoption, which motion being duly seconded by Councilmember Muratore , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-398

**A RESOLUTION ACCEPTING THE CONSTRUCTION OF IMPROVEMENT DISTRICT NO. 24
AS COMPLETE**

WHEREAS, a report has been filed by the Director of Engineering
that the construction of Improvement District No. 24

has been completed by Mac's Backhoe Service

in accordance with the contract agreement dated February 8, 1983.

NOW, THEREFORE, BE IT RESOLVED that the construction of
Improvement District No. 24

be accepted from said contractor, Mac's Backhoe Service;

that notice of completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$496,663.05
as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 19th day of
June, 1984, by Councilmember Bright, who
moved its adoption, which motion being duly seconded by Councilmember
Muratore, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-399

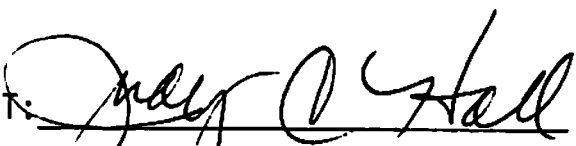
A RESOLUTION APPROVING THE REQUEST OF BRUNN & LACY FOR A REFUND OF OVERPAYMENT OF \$1,400 IN BUSINESS LICENSE TAX AND \$700 IN BUSINESS IMPROVEMENT AREA TAX

BE IT RESOLVED by the Council of the City of Modesto that the request of Brunn & Lacy for a refund of overpayment of \$1,400 in Business License Tax and \$700 in Business Improvement Area Tax is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of June, 1984, by Councilmember Bright , who moved its adoption, which motion being duly seconded by Councilmember Muratore , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:


JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84- 400

A RESOLUTION AUTHORIZING THE TRANSFER OF CASH CONTRIBUTED TO DEFERRED COMPENSATION PLANS FROM THE GENERAL FUND (FUND NO. 01) TO THE DEFERRED COMPENSATION FUND (FUND NO. 88)

WHEREAS, the Deferred Compensation Fund (Fund No. 88) is being established by Article 8 of Title VIII of the Modesto Municipal Code, as added by Ordinance 2267 -C.S., and


WHEREAS, deferred compensation contributions are currently recorded in the General Fund (Fund No. 01),

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the amount of cash contributed to the City's deferred compensation plans be transferred to the Deferred Compensation Fund (Fund No. 88) from the General Fund (Fund No. 01).

BE IT FURTHER RESOLVED that the Director of Finance is hereby authorized to implement the provisions of this resolution.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of June, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

- AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
- NOES: Councilmembers: None
- ABSENT: Councilmembers: None

ATTEST: 
JUDY E. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-401**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND CAPITAL CITIES CABLE, INC. TO ALLOW JOINT USAGE OF THE UNDERGROUND SERVICE ALERT (USA) MESSAGE RECEIVING EQUIPMENT CURRENTLY USED BY THE CITY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Capital Cities Cable, Inc. to allow joint usage of the Underground Service Alert (USA) message receiving equipment currently used by the City

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of June, 1984, by Councilmember Bright who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:


JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-402

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO
AUTHORIZING THE ISSUANCE OF BONDS TO PROVIDE FINANCING
TO S. S. L. #2 (A PARTNERSHIP) FOR
ECONOMIC DEVELOPMENT PURPOSES AND PROVIDING OTHER MATTERS
PROPERLY RELATING THERETO

(WOODSTREAM PROJECT)

WHEREAS, the City Council of the City of Modesto (the "City") is authorized by Ordinance No. 2137-C. S., adopted July 6, 1982 (the "Law"), to issue bonds to provide financing to participating parties for economic development purposes within the City;

WHEREAS, S. S. L. #2 (A Partnership) (the "Company"), has requested the City to issue and sell its not to exceed \$3,000,000 principal amount of City of Modesto Industrial Development Bonds (Woodstream Project) for the purpose of providing financing to the Company for the redevelopment of existing commercial buildings, including certain exterior amenities (the "Project"), located on the corner of 10th and J Streets (Assessor's Parcels Nos. 105-38-10 through 13 and No. 105-38-16) in the City of Modesto, California; and

WHEREAS, it is in the public interest, for the public benefit and in furtherance of the public purposes and municipal affairs of the City more particularly hereinafter described that the City Council authorizes Bonds for such purposes;

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

1. The City Council hereby authorizes the issuance and sale pursuant to the Law of not to exceed \$3,000,000 principal amount of the City of Modesto Industrial Development Revenue Bonds (Woodstream Project) for the purpose of providing financing to the Company for the Project.

2. The issuance and sale of said Bonds shall be upon such terms and conditions as may be mutually agreed upon by the City, the Company and the purchaser of said Bonds and shall be issued by or pursuant to resolution of the City Council at a meeting duly held and conducted for such purpose.

3. The proceeds of the Bonds shall include such related and necessary issuance expenses, administrative costs, debt service reserves and interest payments as may be required to accomplish successfully the financing.

4. The City Council does hereby find that the adoption of this Resolution constitutes a substantial inducement to the Company to undertake the Project.

5. Based on documentary and oral evidence presented to the City Council and to the staff, the City Council does hereby find and determine that such financing will substantially promote the following public purposes and municipal affairs of the City:

- (a) The full and gainful employment of residents of the City;
- (b) The full and efficient utilization and modernization of existing industrial, commercial, and business facilities;
- (c) The growth of the City's tax base through increased property values and consumer purchasing;
- (d) The stability and diversification of the City's economy; and
- (e) The enhancement of the general economic prosperity, health, safety and welfare of the residents of the City.

6. This Resolution shall take effect immediately upon its passage and adoption; provided, however, that this Resolution shall have no force and effect following one (1) year from the date hereof unless either (i) the Bonds described herein shall have been sold or (ii) the City shall have extended the effective date of this Resolution by a resolution hereafter adopted.

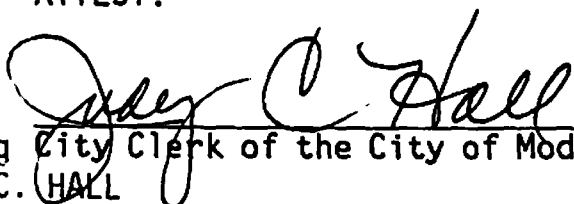
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of June, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton,
Whiteside, Mayor Mensinger

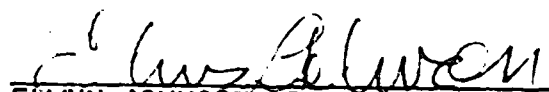
NOES: Councilmembers: Patterson

ABSENT: Councilmembers: None

ATTEST:


Acting City Clerk of the City of Modesto
JUDY C. HALL

APPROVED AS TO FORM


ELWYN JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-403

A RESOLUTION APPROVING DENTAL AND VISION CARE BENEFITS TO
FULLTIME TUOLUMNE RIVER INTRACITY PASSENGER SERVICE, INC.,
(TRIPS) EMPLOYEES.

WHEREAS, on September 22, 1981, the City of Modesto entered into an
agreement with Tuolumne River Intracity Passenger Service, Inc. (TRIPS),
pursuant to which TRIPS operates a bus service for the City, and

WHEREAS, Paragraph 8 of said agreement provides that TRIPS shall not
increase the wages or benefits of its Intracity Transit employees without the
prior written consent of the City during the term of the agreement, and

WHEREAS, TRIPS has requested approval to increase benefits for its
employees to include dental and vision insurance coverage, and

WHEREAS, at its meeting of June 12, 1984, the City-County Joint
Transportation Committee recommended authorizing said request, and

WHEREAS, it has been determined that the requested benefits increase
is reasonable,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that it does hereby approve the proposed benefits increase, to include dental
and vision care insurance coverage, as requested by TRIPS.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of June, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-404

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND GRIFFIN INDUSTRIAL CLAIMS FOR WORKERS' COMPENSATION CLAIMS ADMINISTRATION FOR JULY 1, 1984 THROUGH JUNE 30, 1985

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Griffin Industrial Claims for workers' compensation claims administration for July 1, 1984 through June 30, 1985

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

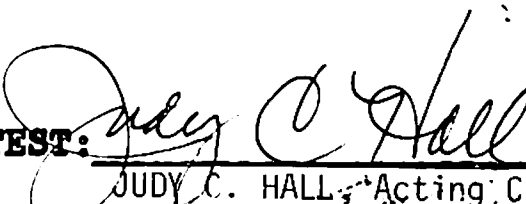
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of June, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:



JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-405

A RESOLUTION VACATING AND ABANDONING THE SIX-FOOT PUBLIC WALKWAY IN BLOCK 12948 BETWEEN SHEFFIELD LANE AND SOMERSET SENIOR ELEMENTARY SCHOOL, IN THE CITY OF MODESTO.

WHEREAS, the City Council of the City of Modesto adopted Resolution No. 84-346 on June 5, 1984, declaring its intention to vacate and abandon the six-foot public walkway in Block 12948 between Sheffield Lane and Somerset Senior Elementary School, in the City of Modesto, County of Stanislaus, State of California, which said resolution is hereby referred to and incorporated herein by such reference, and

WHEREAS, said Resolution of Intention set Tuesday, June 26, 1984, at 7:30 o'clock p.m., in the Council Chambers, 801 11th Street, Modesto, California, as the time and place for a hearing on said matter, and

WHEREAS, the City Clerk published the date, place and hour of the hearing of the proposed vacation, once each week for two (2) successive weeks prior to said hearing, in the Modesto Bee, the official newspaper of the City of Modesto, and

WHEREAS, The Director of Planning and Community Development of the City of Modesto has caused notices of said proposed walkway vacation to be posted conspicuously along the line of the walkway proposed to be vacated at least fourteen (14) days before the date of said hearing in the manner specified by law, and

WHEREAS, said hearing was held on Tuesday, the 26th day of June, 1984, at 7:30 o'clock p.m. in the Council Chambers, 801 11th Street, Modesto, California, at which time all persons interested in or objecting to the proposed vacation were afforded the opportunity to appear, and

WHEREAS, all things and acts necessary to be done as required by Division 9, Part 3, of the Streets and Highways Code in order to vacate the public walkway in Block 12948 between Sheffield Lane and Somerset Senior Elementary School, in the City of Modesto, County of Stanislaus, State of California, have been done and accomplished, and

WHEREAS, the Council finds and declares that said six-foot public walkway in Block 12948 between Sheffield Lane and Somerset Senior Elementary School, in the City of Modesto is unnecessary for present or prospective walkway purposes and that the abandonment thereof is in the public interest for the following reasons:

1. The walkway has created a nuisance for adjacent property owners due to misuse, vandalism, and property damage.
2. The walkway is not necessary to serve present or future pedestrian access needs in the area,

and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, the Council of the City of Modesto hereby orders and declares the vacation and abandonment of the six-foot public walkway in Block 12948 between Sheffield Lane and Somerset Senior Elementary School, in the City of Modesto, County of Stanislaus, State of California, which is more particularly shown on the map entitled "Vacate & Abandon the 6' Walkway in Block 12948 LD 84-F", dated April 1, 1984, and on file in the office of the City Clerk, and more particularly described on the attached Exhibit "A" which is hereby made a part hereof by such reference, subject to the following condition:

1. That within 90 days following final abandonment by the City Council the recipients of the abandoned area shall construct fencing across the walkway area at its east end and East of Sheffield Lane at the building line, and shall relocate existing fences to incorporate the abandonment area into their adjacent yard.

BE IT FURTHER RESOLVED that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to the vacation and abandonment of the six-foot public walkway in Block 12948 between Sheffield Lane and Somerset Senior Elementary School, in the City of Modesto, County of Stanislaus, State of California.

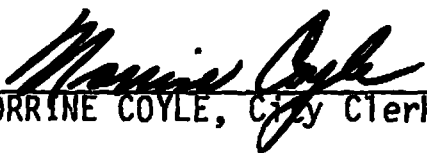
BE IT FURTHER RESOLVED that the City Clerk shall cause a certified copy of this resolution, attested under the seal of the City, to be recorded in the office of the County Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger


NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By 
Engineering Services Department

VACATE AND ABANDON THE 6-FOOT WALKWAY IN BLOCK 12948

All that real property in the State of California, County of Stanislaus, City of Modesto, being a portion of the Northeast quarter of Section 16, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at the Southeastern corner of Lot 7 in Block 12948 of the SHERWOOD MANOR NO. 2 Subdivision, as per map filed October 30, 1962 in Volume 20 of Maps, Page 29, Stanislaus County Records; thence along the Eastern line of said Sherwood Manor No. 2, South $00^{\circ} 36' 25''$ East, 6.00 feet, to the Southeastern corner of Sherwood Manor No. 2 Subdivision; thence along the Southern line of Sherwood Manor No. 2 Subdivision, South $89^{\circ} 23' 30''$ West, 85.11 feet, to a point on a non-tangent curve from which point a radial line bears South $89^{\circ} 23' 30''$ West; thence Northerly along said non-tangent curve concave to the West, having a Radius of 50.00 feet, a Central Angle of $6^{\circ} 53' 56''$ and an Arc Length of 6.02 feet, to the Southwestern corner of said Lot 7, from which point a radial line bears South $82^{\circ} 29' 34''$ West; thence along the Southern line of Lot 7, North $89^{\circ} 23' 30''$ East, 85.47 feet, to the point of beginning.

MODESTO CITY COUNCIL
RESOLUTION NO. 84-406

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO ADULT ENTERTAINMENT ESTABLISHMENTS.

WHEREAS, on June 26, 1984, the City Council by motion determined not to introduce and adopt an ordinance to amend the zoning regulations of the Modesto Municipal Code relating to Adult Entertainment Establishments, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to a motion of the City Council not to introduce and adopt an ordinance to amend the zoning regulations of the Modesto Municipal Code relating to Adult Entertainment Establishments.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1984, by Councilmember Lang, who moved its adoption, which motion

being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-407

A RESOLUTION ACCEPTING THE BID OF WEAVER'S TREE SERVICE FOR TREE TOPPING IN THE AIRPORT CLEAR ZONE

WHEREAS, Resolution No. 84-281, adopted by the Council of the City of Modesto on May 8, 1984, approved the plans and specifications for the tree topping in the Airport Clear Zone and authorized the calling for bids; and

WHEREAS, the bids received for the tree topping in the Airport Clear Zone

were opened at 11:05 a.m. on June 5, 1984, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Weaver's Tree Service in the amount of \$4,995 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Weaver's Tree Service in the amount of \$4,995 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-408

A RESOLUTION ACCEPTING THE BID OF THREE RIVERS CONSTRUCTION FOR THE REMOVAL OF THE DENNET DAM AT TUOLUMNE RIVER

WHEREAS, Resolution No. 84-254, adopted by the Council of the City of Modesto on May 1, 1984, approved the plans and specifications for the removal of the Dennet Dam at Tuolumne River and authorized the calling for bids; and

WHEREAS, the bids received for the removal of the Dennet Dam at Tuolumne River were opened at 11:05 a.m. on May 22, 1984, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Three Rivers Construction in the amount of \$27,040 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Three Rivers Construction in the amount of \$27,040 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-409

A RESOLUTION ACCEPTING THE BID OF MODESTO PAVING, INC. FOR THE REPLACEMENT OF DOWNTOWN CURBS - PROJECT NO. 2

WHEREAS, Resolution No.84-329, adopted by the Council of the City of Modesto on June 5, 1984, approved the plans and specifications for the replacement of downtown curbs - Project No. 2 and authorized the calling for bids; and

WHEREAS, the bids received for the replacement of downtown curbs - Project No. 2 were opened at 11:15 a.m. on June 19, 1984, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Modesto Paving, Inc. in the amount of \$26,033.75 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Modesto Paving, Inc. in the amount of \$26,033.75 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-410

A RESOLUTION ACCEPTING THE BID OF MODESTO PAVING, INC. FOR PROJECT NO. 14 - REPLACEMENT OF CURBS, DRIVE APRONS AND SIDEWALKS AT VARIOUS LOCATIONS

WHEREAS, Resolution No.84-328, adopted by the Council of the City of Modesto on June 5, 1984, approved the plans and specifications for the Project No. 14 - replacement of curbs, drive aprons and sidewalks at various locations and authorized the calling for bids; and

WHEREAS, the bids received for the Project No. 14 - replacement of curbs, drive aprons and sidewalks at various locations were opened at 11:10 a.m. on June 19, 1984, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Modesto Paving, Inc. in the amount of \$24,625.50 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Modesto Paving, Inc. in the amount of \$24,625.50 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-411

A RESOLUTION REJECTING ALL BIDS FOR RECYCLING-IN-PLACE, VARIOUS CITY STREETS, OPENED IN THE OFFICE OF THE CITY CLERK ON JUNE 19, 1984 AT 11:00 A.M.

WHEREAS, Resolution No. 84-307, adopted by the Council of the City of Modesto on May 22, 1984, approved the plans and specifications for recycling-in-place various City streets, and authorized the call for bids; and

WHEREAS, the bids received for recycling-in-place, various City streets, were opened at 11:00 a.m. on June 19, 1984, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, staff feels that because only two bids were received and they were both excessively high, it reflects a lack of equipment availability and knowledge of the methods and operations necessary to complete such work, and therefore recommends that all bids be rejected and other means be developed to complete the work.


NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that all bids received for the recycling-in-place of various City streets and opened in the office of the City Clerk on June 19, 1984, at 11:00 a.m., are hereby rejected.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1984, by Councilmember Sutton , who moved its adoption, which motion being duly seconded by Councilmember Lang , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-412

A RESOLUTION ACCEPTING THE BID OF GEORGE REED, INC. FOR RESURFACING TULLY ROAD FROM BRIGGSMORE AVENUE TO PALMILLA DRIVE - PART 1

WHEREAS, Resolution No.84-308, adopted by the Council of the City of Modesto on May 22, 1984, approved the plans and specifications for the resurfacing of Tully Road from Briggsmore Avenue to Palmilla Drive - Part 1 and authorized the calling for bids; and

WHEREAS, the bids received for the resurfacing of Tully Road from Briggsmore Avenue to Palmilla Drive - Part 1 were opened at 11:05 a.m. on June 19, 1984, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of George Reed, Inc. in the amount of \$99,672.00 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of George Reed, Inc. in the amount of \$99,672.00 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-413

A RESOLUTION ACCEPTING THE BID OF AMERICAN TRANSIT MIX COMPANY FOR FURNISHING
READY-MIXED CONCRETE PRODUCTS

WHEREAS, Resolution No.84-310, adopted by the Council of the City of Modesto on May 22, 1984, approved the plans and specifications for the purchase of ready-mixed concrete products and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of ready-mixed concrete products were opened at 3:00 p.m. on June 12, 1984, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of American Transit Mix Company be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of American Transit Mix Company be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-414

**A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE INTERNAL REPAIR OF THE
60-INCH OUTFALL SEWER AS COMPLETE**

WHEREAS, a report has been filed by the Director of Engineering
that the construction of the internal repair of the
60-inch outfall sewer
has been completed by Rodding Cleaning Services, Inc.

in accordance with the contract agreement dated April 26, 1984.

NOW, THEREFORE, BE IT RESOLVED that the construction of
the internal repair of the 60-inch outfall sewer
be accepted from said contractor, Rodding Cleaning Services, Inc.;

that notice of completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$34,374
as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 26th day of
June, 1984, by Councilmember Sutton, who
moved its adoption, which motion being duly seconded by Councilmember
Lang, was upon roll call carried and the resolution
adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-415**

**A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE LEGION PARK PARKING LOT
REPAVING AS COMPLETE**

WHEREAS, a report has been filed by the Director of Engineering
that the construction of the Legion Park parking
lot repaving project
has been completed by George Reed, Inc.

in accordance with the contract agreement dated April 10, 1984.

NOW, THEREFORE, BE IT RESOLVED that the construction of
the Legion Park parking lot repaving project
be accepted from said contractor, George Reed, Inc.;

that notice of completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$9,227.47
as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 26th day of
June, 1984, by Councilmember Sutton, who
moved its adoption, which motion being duly seconded by Councilmember
Lang, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-416


A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF GAS AND DIESEL FROM THE SOURCE WITH THE BEST AVAILABLE PRICE OR FROM ANY OTHER SOURCE AVAILABLE IN THE EVENT OF RESTRICTED SUPPLIES

BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of gas and diesel for the 1984-85 fiscal year, is hereby waived.

BE IT FURTHER RESOLVED that purchase of gas and diesel from the source with the best available price or from any other source available in the event of restricted supplies, is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1984, by Councilmember Sutton , who moved its adoption, which motion being duly seconded by Councilmember Lang , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84- 417

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND AUTHORIZING
THE EMERGENCY REPAIR OF THE INFLUENT DOMESTIC SEWER TRUNK
LINE AT THE WATER QUALITY CONTROL PLANT.

WHEREAS, the influent sewer line at the Water Quality Control Plant handles the flows of the West Trunk Sewer, the Emerald Trunk Sewer and the Sutter Trunk Sewer, and is an integral part of the sewage system serving the area west of McHenry Avenue to Rumble Road and east and west of McHenry Avenue north of Rumble Road in the City of Modesto, and

WHEREAS, the upper half of the pipe between Manhole No. 1 and Manhole No. 2 on the influent sewer line previously collapsed into the bottom half of the pipe and had to be replaced, and

WHEREAS, the cause of the pipeline collapse was hydrogen sulfide corrosion, which can be prevented by a polyurethane lining of the pipeline, and

WHEREAS, the City has contracted to install a polyurethane lining in the pipeline between Manhole No. 1 and Manhole No. 2, and

WHEREAS, that installation will require bypass pumping, and

WHEREAS, the influent sewer line between Manhole No. 2 and Manhole No. 4 shows signs of collapsing, and

WHEREAS, replacement of the influent sewer line between Manhole No. 2 and Manhole No. 4 will also require bypass pumping, and

WHEREAS, it is necessary to replace the influent sewer line between Manhole No. 2 and Manhole No. 4 and by waiving formal bid procedures, as provided by Section 1307 of the Modesto City Charter, the work can be done immediately which will prevent the sewer line being blocked and flooding occurring, and

WHEREAS, by replacing the influent sewer line between Manhole No. 2 and Manhole No. 4 at the same time as the polyurethane lining is being installed between Manhole No. 1 and Manhole No. 2 considerable savings can be realized, and

WHEREAS, informal bids were obtained to replace the influent sewer line between Manhole No. 2 and Manhole No. 4 and the low bid was received from Conco West to perform the necessary work,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby declares that there is an urgent necessity for the preservation of life, health and property to waive the formal bid procedures required by Section 1307 of the Modesto City Charter, for the replacement of the influent pipeline between Manhole No. 2 and Manhole No. 4 of the influent sewer line at the Water Quality Control Plant. Said urgency is necessary in order to do the work at the same time as bypass pumping occurs for the installation of polyurethane lining between Manhole No. 1 and Manhole No. 2 and to prevent temporarily blocking the sewer flow which could result in localized flooding at the Water Quality Control Plant and at low points on the three trunk lines which flow into the influent sewer line.

BE IT FURTHER RESOLVED that the City Manager is authorized to enter into a contract with Conco West to replace the influent sewer line between Manhold No. 2 and Manhold No. 4 at the City's Water Quality Control Plant, in accordance with Conco West's proposal dated May 14, 1984.

BE IT FURTHER RESOLVED that the City Manager is authorized to purchase the necessary pipe and materials from Gladding, McBean & Co. in accordance with Gladding, McBean & Co.'s proposal dated May 11, 1984.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-418

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF ONE FLOW METER FROM MARSH-McBIRNEY

WHEREAS, Marsh-McBirney is the sole builder of the flow meter needed to check industrial sewerage flows in the industrial pretreatment program.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of one flow meter, is hereby waived.

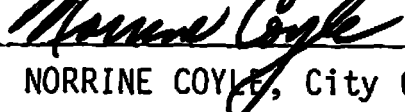
BE IT FURTHER RESOLVED that purchase of one flow meter from Marsh-McBirney for the total price of \$6,000, is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1984, by Councilmember Sutton , who moved its adoption, which motion being duly seconded by Councilmember Lang , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-419

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON REPORT OF WORK AND COST OF CONSTRUCTION OF IMPROVEMENTS ALONG CERTAIN STREETS IN THE CITY OF MODESTO

BE IT HEREBY RESOLVED by the Council of the City of Modesto that July 24, 1984, at 7:30 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration

by the Superintendent of Streets on the cost of construction of improvements as described on the attached list.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:


NORRINE COYLE City Clerk

- a.) Sidewalk along Arden Drive at 1100 Arden Drive, a portion of Block 1111 (William Easley - \$524.00)
- b.) Sidewalk at 2102 Sherwood Avenue, a portion of Block 6811 (Lapata International Ltd. - \$2,184.00)
- c.) Sidewalk along Granite Lane at 1442 Carpenter Road, a portion of Block 6203 (W. B. Baker - \$1,429.00)
- d.) Curb and Sidewalk at 222 S. Emerald Avenue, a portion of Block 4118 (Ruben Esparza - \$2,074.00)
- e.) Curb and Sidewalk along Emerald Avenue at 312 S. Emerald Avenue, a portion of Block 4118 (Joyce L. Sheppard - \$1,784.00)
- f.) Curb along Alice Street at 133 College Avenue, a portion of Block 506 (Arturo O. Flores - \$634.00)
- g.) Curb and Sidewalk at 130 Nellie Avenue, Lots 4 and 5 of Block 506 (Charles Moody - \$659.00)
- h.) Curb at 1116 Alice Street, Lots 1, 2 and 3 of Block 506, (Charles Moody - \$534.00)
- i.) Curb and Sidewalk at 126 Nellie Avenue, Lots 6 and 7 of Block 506 (Wendell L. Young - \$834.00)
- j.) Curb and Sidewalk at 122 Nellie Avenue, a portion of Block 506 (Wendell L. Young - \$784.00)
- k.) Curb and Sidewalk along Roble Avenue at 400 San Juan Drive, Lot 10 of Block 2210 (Lena M. King - \$2,207.00)
- l.) Sidewalk at 127 Las Palmas Avenue, a portion of Block 260, (David E. Menshaw - \$424.00)
- m.) Sidewalk along Haddon Avenue and El Vista Avenue at 2133 El Vista Avenue, Lot 11 of Block 2260 (Larry Norton - \$1,388.00)
- n.) Curb along Village Road at 225 Las Palmas Avenue, a portion Block 259 (Gary E. Thomas - \$1,267.00)
- o.) Sidewalk along Pequeno Avenue and Las Palmas Avenue, at 220 Las Palmas Avenue, a portion of Block 2018 (Burrell Willett - \$1,307.00)
- p.) Curb at 127 Palmetto Drive, Lot 4 of Block 664 (Dorrill A. Daubenberger - \$616.00)
- q.) Curb at 122 Palmetto Drive, Lot 11 of Block 667, (Robert Genn - \$1,505.00)
- r.) Curb along Palmetto Drive and Palm Avenue at 104 Palmetto Drive, Lot 13 of Block 667 (Ernest H. Grubb - \$2,420.00)
- s.) Curb along Palmetto Drive and Palm Avenue at 103 Palmetto Drive, Lot 9 of Block 664 (Otis F. Harris - \$1,590.00)

- t.) Curb along Palmetto Drive and Palm Avenue at 614 Palm Avenue, Lot 12 of Block 667 (Babette A. N. Husman - \$1,758.00)
- u.) Curb at 135 Palmetto Drive, Lot 3 of Block 664 (Andrew R. Lederer - \$764.00)
- v.) Curb at 143 Palmetto Drive, a portion of Block 664 (Victoria L. Messer - \$652.00)
- w.) Curb at 139 Palmetto Drive, Lot 2 of Block 664 (Lillian S. Thompson - \$690.00)
- x.) Curb at 123 Palmetto Drive, Lot 5 of Block 664 (Juan A. Tovar - \$620.00)
- y.) Sidewalk repair at 925 Tenth Street, a portion of Block 56 (Cleveland Stockton - \$257.00)
- z.) Sidewalk repair at 509 - 13th Street, Lots 11 and 12 of Block 97 (Donald H. Pierson - \$307.00)
- aa.) Curb and sidewalk repair at 4024 Fara Biundo Drive, a portion of Block 1849 (Fara Estates Homeowners Association - \$637.00)
- bb.) Sidewalk repair along Downey Avenue at 516 Scenic Drive, Lots 3 and 4 of Block 588 (Wenk Investments - \$307.00)
- cc.) Sidewalk along 7th Street at 701 "H" Street, Lots 17-21 of Block 43 (Elmo Wilson, Sr., Bird and Helwig - \$437.00)
- dd.) Sidewalk repair at 1434 Yosemite Boulevard, a portion of Block 2085 (P & T Properties - \$377.00)

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-420**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND COOPERATIVE PERSONNEL SERVICES, LOCAL GOVERNMENT SERVICES DIVISION OF THE CALIFORNIA STATE PERSONNEL BOARD TO PROVIDE TECHNICAL PERSONNEL SERVICES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Cooperative Personnel Services, Local Government Services Division of the California State Personnel Board to provide technical personnel services

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84- 421

A RESOLUTION AMENDING THE FINAL BUDGET OF THE CITY OF MODESTO FOR THE FISCAL YEAR 1983-84 TO PROVIDE FOR THE ESTABLISHMENT OF VARIOUS RESERVES AND AUTHORIZING THE DIRECTOR OF FINANCE TO MAKE THE NECESSARY APPROPRIATION ADJUSTMENTS TO ESTABLISH SAID RESERVES PRIOR TO CLOSING THE BOOKS OF THE CITY OF MODESTO FOR THE FISCAL YEAR ENDING JUNE 30, 1984

WHEREAS, it is necessary to establish various reserves to comply with the provisions of Article XIII B of the State Constitution, and

WHEREAS, the appropriations to establish said reserves must be made prior to the closing of the City of Modesto's books for fiscal year 1983-84,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the following reserves be established in the annual budget of the City of Modesto for the fiscal year 1983-84 and that the amounts of said reserves, including necessary adjustments to current appropriations, be as set forth below or as determined by the Director of Finance in accordance with the following:

Fund No. 01 - General Fund

Reserve for Encumbrances - A reserve equal to the outstanding encumbrances at the end of the fiscal year which are scheduled for reappropriation in the following year.

Amount to be determined when 1983-84 fiscal year books are closed.

Reserve for Sewer Fund Loan - An amount of \$1,964,792 to supplement capital financing in the Sewer Fund No. 62, by loan or direct contribution.

Reserve for Operating Contingencies - The fund balance not appropriated or reserved for other specified purposes to insure funding for the various contractual obligations for employee salaries and fringe benefits and for increases in material costs based on the current rate of inflation.

Exigency Reserve - The amount of \$600,000 is reserved for unforeseen exigencies arising from the operations of the City of Modesto.

Fund No. 05 - Local Transportation

Reserve for Encumbrances - A reserve equal to the outstanding encumbrances at the end of the fiscal year which are scheduled for reappropriation in the following year. Amount to be determined when 1983-84 fiscal year books are closed.

Reserve for Appropriated Carryover Projects - The amount necessary to complete projects appropriated in the 1983-84 fiscal year but which will be reappropriated in the 1984-85 fiscal year.

Contingency Reserve for Pending Projects - The amount available to fund projects approved but not yet appropriated.

Fund No. 07 - Special Gas Tax Improvement

Reserve for Encumbrances - A reserve equal to the outstanding encumbrances at the end of the fiscal year which are scheduled for reappropriation in the following year. Amount to be determined when 1983-84 fiscal year books are closed.

Reserve for Appropriated Carryover Projects - The amount

necessary to complete projects appropriated in the 1983-84 fiscal year but which will be reappropriated in the 1984-85 fiscal year.

Contingency Reserve for Pending Projects - The amount required

to fund projects approved but not yet appropriated.

Fund No. 09 - Downtown Improvement District

Reserve for Encumbrances - A reserve equal to the outstanding

encumbrances at the end of the fiscal year which are scheduled for reappropriation in the following year.

Amount to be determined when 1983-84 fiscal year books are closed.

Reserve for Operating Contingencies - The fund balance not

appropriated or reserved for other specified purposes to insure funding for the various contractual obligations for employee salaries and fringe benefits and for increases in material costs based on the current rate of inflation.

Reserve for Appropriated Carryover Projects - The amount

necessary to complete projects appropriated in the 1983-84 fiscal year but which will be reappropriated in the 1984-85 fiscal year.

Contingency Reserve for Pending Projects - The amount available

to finance approved projects which will be appropriated in the 1984-85 fiscal year.

Fund No. 11 - HCDA Title 1/Housing

Reserve for Encumbrances - A reserve equal to the outstanding encumbrances at the end of the fiscal year which are scheduled for reappropriation in the following year. Amount to be determined when 1983-84 fiscal year books are closed.

Reserve for Operating Contingencies - The fund balance not appropriated or reserved for other specified purposes to insure funding for the various contractual obligations for employee salaries and fringe benefits and for increases in material costs based on the current rate of inflation.

Reserve for Appropriated Carryover Projects - The amount necessary to complete projects appropriated in the 1983-84 fiscal year but which will be reappropriated in the 1984-85 fiscal year.

Reserve for Loan Programs - The amount available to support all loan programs including contracted obligations with Crocker National Bank.

Fund No. 13 - Special Fund for Capital Outlays

Reserve for Encumbrances - A reserve equal to the outstanding encumbrances at the end of the fiscal year which are scheduled for reappropriation in the following year. Amount to be determined when 1983-84 fiscal year books are closed.

Reserve for Appropriated Carryover Projects - The amount necessary to complete projects appropriated in the 1983-84 fiscal year but which will be reappropriated in the 1984-85 fiscal year.

Contingency Reserve for Land Acquisition and Capital Needs - The fund balance not appropriated or reserved for other specified purposes to be reserved for capital needs and land acquisition.

Fund No. 14 - Park

Reserve for Encumbrances - A reserve equal to the outstanding encumbrances at the end of the fiscal year which are scheduled for reappropriation in the following year. Amount to be determined when 1983-84 fiscal year books are closed.

Reserve for Appropriated Carryover Projects - The amount necessary to complete projects appropriated in the 1983-84 fiscal year but which will be reappropriated in the 1984-85 fiscal year.

Contingency Reserve for Pending Projects - The amount required to fund projects approved but not yet appropriated.

Fund No. 15 - Parks and Recreation Facilities

Reserve for Encumbrances - A reserve equal to the outstanding encumbrances at the end of the fiscal year which are scheduled for reappropriation in the following year. Amount to be determined when 1983-84 fiscal year books are closed.

Reserve for Appropriated Carryover Projects - The amount necessary to complete projects appropriated in the 1983-84 fiscal year but which will be reappropriated in the 1984-85 fiscal year.

Contingency Reserve for Pending Projects - The amount available to fund projects approved but not yet appropriated.

Fund No. 16 - In Lieu Parking

Reserve for Operating Contingencies - The fund balance not appropriated or reserved for other specified purposes.

Fund No. 17 - State Parks and Recreation

Reserve for Encumbrances - A reserve equal to the outstanding encumbrances at the end of the fiscal year which are scheduled for reappropriation in the following year. Amount to be determined when 1983-84 fiscal year books are closed.

Reserve for Appropriated Carryover Projects - The amount necessary to complete projects appropriated in the 1983-84 fiscal year but which will be reappropriated in the 1984-85 fiscal year.

Contingency Reserve for Pending Projects - The amount available to fund projects approved but not yet appropriated.

Fund No. 18 - McHenry Mansion

Reserve for Encumbrances - A reserve equal to the outstanding encumbrances at the end of the fiscal year which are

scheduled for reappropriation in the following year.

Amount to be determined when 1983-84 fiscal year books are closed.

Contingency Reserve for Pending Projects - The amount available to fund projects approved but not yet appropriated.

Reserve for Appropriated Carryover Projects - The amount necessary to complete projects appropriated in the 1983-84 fiscal year but which will be reappropriated in the 1984-85 fiscal year.

Fund No. 20 - Revenue Sharing

Contingency Reserve for Pending Projects - The amount available to fund projects approved but not yet appropriated.

Reserve for Appropriated Carryover Projects - The amount necessary to complete projects appropriated in the 1983-84 fiscal year but which will be reappropriated in the 1984-85 fiscal year.

Fund No. 60 - Parking

Reserve for Commitments - A reserve equal to the outstanding encumbrances at the end of the fiscal year which are scheduled for reappropriation in the following year.
Amount to be determined when 1983-84 fiscal year books are closed.

Reserve for Operating Contingencies - The fund balance not appropriated or reserved for other specified purposes to insure funding for the various contractual obligations for employee salaries and fringe benefits and for increases in material costs based on the current rate of inflation.

Reserve for Appropriated Carryover Projects - The amount necessary to complete projects appropriated in the 1983-84 fiscal year but which will be reappropriated in the 1984-85 fiscal year.

Fund No. 61 - Water

Reserve for Commitments - A reserve equal to the outstanding encumbrances at the end of the fiscal year which are scheduled for reappropriation in the following year. Amount to be determined when 1983-84 fiscal year books are closed.

Reserve for Appropriated Carryover Projects - The amount necessary to complete projects appropriated in the 1983-84 fiscal year but which will be reappropriated in the 1984-85 fiscal year.

Contingency Reserve for Pending Projects - The amount available to fund projects approved but not yet appropriated.

Exigency Reserve - An amount not to exceed \$600,000 is reserved for unforeseen exigencies arising from the operations of the Water Enterprise. Amount to be determined when 1983-84 fiscal year books are closed.

Reserve for Operating Contingencies - The fund balance not appropriated or reserved for other specified purposes to insure funding for the various contractual obligations for employee salaries and fringe benefits and for increases in material costs based on the current rate of inflation.

Fund No. 62 - Sewer

Reserve for Commitments - A reserve equal to the outstanding encumbrances at the end of the fiscal year which are scheduled for reappropriation in the following year. Amount to be determined when 1983-84 fiscal year books are closed.

Reserve for Appropriated Carryover Projects - The amount necessary to complete projects appropriated in the 1983-84 fiscal year but which will be reappropriated in the 1984-85 fiscal year.

Contingency Reserve for Pending Projects - The amount available to fund projects approved but not yet appropriated.

Reserve for Operating Contingencies - The fund balance not appropriated or reserved for other specified purposes to insure funding for the various contractual obligations for employee salaries and fringe benefits and for increases in material costs based on the current rate of inflation.

Fund No. 63 - Airport

Reserve for Commitments - A reserve equal to the outstanding encumbrances at the end of the fiscal year which are scheduled for reappropriation in the following year. Amount to be determined when 1983-84 fiscal year books are closed.

Reserve for Operating Contingencies - The fund balance not appropriated or reserved for other specified purposes to insure funding for the various contractual obligations for employee salaries and fringe benefits and for increases in material costs based on the current rate of inflation.

Fund No. 64 - Special Aviation

Reserve for Commitments - A reserve equal to the outstanding encumbrances at the end of the fiscal year which are scheduled for reappropriation in the following year. Amount to be determined when 1983-84 fiscal year books are closed.

Reserve for Appropriated Carryover Projects - The amount necessary to complete projects appropriated in the 1983-84 fiscal year but which will be reappropriated in the 1984-85 fiscal year.

Contingency Reserve for Pending Projects - The amount available to fund projects approved but not yet appropriated.

Fund No. 65 - Bus Service

Reserve for Commitments - A reserve equal to the outstanding encumbrances at the end of the fiscal year which are scheduled for reappropriation in the following year. Amount to be determined when 1983-84 fiscal year books are closed.

Reserve for Appropriated Carryover Projects - The amount necessary to complete projects appropriated in the 1983-84 fiscal year but which will be reappropriated in the 1984-85 fiscal year.

Reserve for Operating Contingencies - The fund balance not appropriated or reserved for other specified purposes to insure funding for the various contractual obligations for employee salaries and fringe benefits and for increases in material costs based on the current rate of inflation.

Fund No. 89 - Tuolumne River Regional Park

Reserve for Encumbrances - A reserve equal to the outstanding encumbrances at the end of the fiscal year which are scheduled for reappropriation in the following year. Amount to be determined when 1983-84 fiscal year books are closed.

Reserve for Appropriated Carryover Projects - The amount necessary to complete projects appropriated in the 1983-84 fiscal year but which will be reappropriated in the 1984-85 fiscal year.

Contingency Reserve for Pending Projects - The amount available to fund projects approved but not yet appropriated.

Reserve for Operating Contingencies - The fund balance not appropriated or reserved for other specified purposes to insure funding for the various contractual obligations for employee salaries and fringe benefits and for increases in material costs based on the current rate of inflation.

Fund No. 26 - 1967 Sewer Bond

Reserve for Appropriated Carryover Projects - The amount necessary to complete projects appropriated in the 1983-84 fiscal year but which will be reappropriated in the 1984-85 fiscal year.

Fund No. 27 - 1967 Sewer Bond Service

Reserve for Bond Retirement - The amount accumulated to provide for the "call" of outstanding bonds before maturity.

BE IT FURTHER RESOLVED that said reserves are established as restrictions against fund balances in the General Ledger Accounts of the City of Modesto available for appropriation in 1984-85 fiscal year, and

BE IT FURTHER RESOLVED that the Director of Finance is hereby authorized to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-422

AMENDED

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND KENNEDY/JENKS ENGINEERS FOR CONSTRUCTION ENGINEERING SERVICES ON OUR WASTEWATER TREATMENT AND DISPOSAL FACILITIES IMPROVEMENT PROJECT, UNITS 1, 2, AND 3

BE IT HEREBY RESOLVED by the Council of the City of Modesto
amended
that the/agreement between the City of Modesto and Kennedy/Jenks
Engineers for construction engineering services on our Wastewater Treatment and
Disposal Facilities Improvement Project, Units 1, 2, and 3

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 26th day of
June, 1984, by Councilmember Sutton,
who moved its adoption, which motion being duly seconded by Council-
member Lang, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:


WORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-423

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$3,603 FROM CONTINGENCY FOR ADDITIONAL FUNDS REQUIRED TO COMPLETE THE TEEL SENIOR ELEMENTARY SCHOOL EXPANSION PROJECTS

BE IT RESOLVED by the Council of the City of Modesto that the following appropriation transfer(s) are approved:

FROM:	Contingency (61.04 8911 12)	\$3,603
TO:	Empire Senior Elementary C.I.P. (6262 7101 12)	\$3,211
	Empire Elementary C.I.P. (6265 7101 12)	\$ 392

Additional funds required to complete the Teel Senior Elementary School expansion projects.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-424

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$511 FROM CONTINGENCY FOR ADDITIONAL FUNDS REQUIRED TO COMPLETE THE MANCINI BOWL REFURBISHING PROJECT

BE IT RESOLVED by the Council of the City of Modesto that the following appropriation transfer(s) are approved:

FROM: Contingency (61.04 8911 15) \$511

TO: Mancini Bowl Refurbish C.I.P.(6349 7101 15) \$511

Additional funds required to complete the Mancini Bowl refurbishing project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-425

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$45 FROM CONTINGENCY FOR ADDITIONAL FUNDS REQUIRED FOR THE ACQUISITION OF ROSELLE NEIGHBORHOOD PARK

BE IT RESOLVED by the Council of the City of Modesto that the following appropriation transfer(s) are approved:

FROM: Contingency (61.04 8911 17) \$45
TO: Roselle Neighborhood Park C.I.P. \$45
(6351 7101 17)

Additional funds required for the completion of land acquisition for Roselle Neighborhood Park site.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-426

A RESOLUTION APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF MODESTO AND THE MODESTO CITY FIRE FIGHTERS ASSOCIATION FOR THE FISCAL YEAR COMMENCING JULY 1, 1984, AND ENDING JUNE 30, 1985

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Memorandum of Understanding between the City of Modesto and the Modesto City Fire Fighters Association covering the fiscal year commencing July 1, 1984, and ending June 30, 1985, be and it is hereby approved.

BE IT FURTHER RESOLVED that the implementation of said Memorandum of Understanding by the designated City officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1984, by Councilmember Sutton , who moved its adoption, which motion being duly seconded by Councilmember Lang , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: _____


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-427

A RESOLUTION APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF MODESTO AND THE MODESTO CITY EMPLOYEES ASSOCIATION AND MANAGEMENT REPRESENTATIVES OF THE CITY OF MODESTO FOR THE FISCAL YEARS 1984-85 AND 1985-86, COMMENCING ON JULY 1, 1984, AND ENDING ON JUNE 30, 1986

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Memorandum of Understanding between the City of Modesto and the Modesto City Employees Association and Management Representatives of the City of Modesto covering the fiscal years 1984-85 and 1985-86, commencing on July 1, 1984, and ending on June 30, 1986, be and it is hereby approved.

BE IT FURTHER RESOLVED that the implementation of said Memorandum of Understanding by the designated City officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1984, by Councilmember Sutton , who moved its adoption, which motion being duly seconded by Councilmember Lang , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: _____

Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84- 428

A RESOLUTION AUTHORIZING THE PAYMENT OF CERTAIN GROUP HEALTH, DENTAL AND VISION INSURANCE PREMIUM RATES OR PORTIONS THEREOF.

WHEREAS, the City of Modesto has a group health insurance plan for its employees and their dependents, and

WHEREAS, the City of Modesto has a group dental insurance plan for its employees and their dependents, and

WHEREAS, some employees of the City of Modesto, pursuant to provisions in Memoranda of Understanding, subscribe for health and dental insurance coverage under a group plan administered by the Operating Engineers Union Local No. 3, and

WHEREAS, some employees of the City of Modesto, pursuant to provisions in Memoranda of Understanding, subscribe for health insurance coverage under a group plan administered by the California Federated Fire Fighters Association and dental insurance under the City's dental insurance plan, and

WHEREAS, some employees of the City of Modesto subscribe for health insurance coverage under a group plan administered by the health maintenance organization TAKE CARE and dental insurance under the City's dental insurance plan, and

WHEREAS, some employees of the City of Modesto are provided a group vision insurance plan, and

WHEREAS, the Council desires to set forth which of the premium rates or portions thereof charged by the various group health, dental and vision insurance plans will be paid by the City of Modesto, and which will be paid by the employees,

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

City Self-Insured Plan

Group	Plan	Employee Cost	City Cost	Total Cost	Deferred Compensation
POLICE (Non-Management)	Employee				
	Dental	-	\$ 7.87		
	Health	-	20.10	\$27.97	26.64
	Combined				
	Dental	-	7.87		
	Health	-	59.09	66.96	
FIRE (Non-Management)	Employee				
	Dental	-	\$ 7.97		
	Health	-	25.61	\$33.58	
	Combined				
	Dental	-	16.38		
	Health	-	61.81	78.19	
MISCELLANEOUS (Non-Management)	Employee				
	Dental	-	\$ 7.97		
	Health	-	21.87	\$29.84	41.98
	Combined				
	Dental	-	16.38		
	Health	-	67.79	84.17	
MANAGEMENT & CONF. (Except Police and Fire Management, but including the Fire Chief)	Employee				
	Vision	-	\$ 2.83		
	Dental	-	7.97		
	Health	-	21.87	\$32.67	58.05
	Combined				
	Vision	-	6.55		
	Dental	-	16.38		
	Health	-	67.79	90.72	
POLICE MANAGEMENT (Including Chief)	Employee				
	Vision	-	\$ 2.83		
	Dental	-	7.97		
	Health	-	20.10	\$30.90	51.12
	Combined				
	Vision	-	6.55		
	Dental	-	16.38		
	Health	-	59.09	82.02	
FIRE MANAGEMENT (Except Chief)	Employee				
	Vision	-	\$ 2.83		
	Dental	-	7.97		
	Health	-	21.87	\$32.67	12.13
	Combined				
	Vision	-	6.55		
	Dental	-	16.38		
	Health	-	67.79	90.72	
RETIREES	Employee Health		38.43		
	Combined (2 person)Health		76.22		

PREMIUM DISTRIBUTION
EFFECTIVE 6-26-84

Exhibit "B"

OE #3 Health, Dental & Vision Plan

Group	Plan	Employee Cost	City Cost	Total Cost	Deferred Compensation
POLICE (Non-Management)	Employee Dental Health	39.22	\$ 7.87 46.74	\$93.83	
	Combined Dental Health	26.87	7.87 59.09	93.83	
MISCELLANEOUS (Non-Management)	Employee Dental Health	\$22.01	7.97 63.85	\$93.83	
	Combined Dental Health	9.66	16.38 67.79	93.83	

HEALTH, DENTAL & VISION INSURANCE
PREMIUM DISTRIBUTION
EFFECTIVE 6-26-84

Exhibit "C"

Federated Fire Fighters
Health Plan

<u>Group</u>	<u>Plan</u>	<u>Employee Cost</u>	<u>City Cost</u>	<u>Total Cost</u>	<u>Deferred Compensation</u>
FIRE (Non-Management)	Employee Dental Health	9.75	\$ 7.97 25.61	\$43.33	
(Spouse & Children)	Combined Dental Health	59.54	16.38 61.81	137.73	

HEALTH & DENTAL INSURANCE
PREMIUM DISTRIBUTION
EFFECTIVE 6-26-84

Exhibit "D"

Gould Take-Care Plan with
City Dental & Vision

Group	Plan	Employee Cost	City Cost	Total Cost	Deferred Compensation
POLICE (Non-Management)	Employee				
	Dental		\$ 7.87		
	Health		38.43	\$46.30	8.31
	Combined				
	Dental		7.87		
	Health	33.32	59.09	100.28	
MISCELLANEOUS (Non-Management)	Employee				
	Dental		7.97		
	Health		38.43	\$46.40	25.42
	Combined				
	Dental		16.38		
	Health	24.62	67.79	108.79	
MANAGEMENT & CONF. (Except Police and Fire Management, but including the Fire Chief)	Employee				
	Vision		\$2.83		
	Dental		7.97		
	Health		38.43	\$49.23	41.49
	Combined				
	Vision		6.55		
	Dental		16.38		
	Health	24.62	67.79	115.34	
FIRE (Non-Management)	Employee				
	Dental		\$ 7.97		
	Health	12.82	25.61	\$46.40	
	Combined				
	Dental		16.38		
	Health	30.60	61.81	108.79	
POLICE MANAGEMENT (Including Chief)	Employee				
	Vision		\$2.83		
	Dental		7.97		
	Health		38.43	\$49.23	32.79
	Combined				
	Vision		6.55		
	Dental		16.38		
	Health	33.32	59.09	115.34	
FIRE MANAGEMENT (Except Chief)	Employee				
	Vision		2.83		
	Dental		\$ 7.97		
	Health	4.43	34.00	\$49.23	
	Combined				
	Vision		6.55		
	Dental		16.38		
	Health	24.62	67.79	115.34	
RETIRED	Employee Health	38.43	.0.		
	Combined (2 person)Health	76.22	.0.		

MODESTO CITY COUNCIL
RESOLUTION NO. 84-429

A RESOLUTION AUTHORIZING COMMUTER PASSES FOR BUS SERVICE
ON MODESTO INTRACITY TRANSIT

BE IT RESOLVED by the Council of the City of Modesto that commuter passes are hereby authorized for all regular employees of the City of Modesto, except sworn police and fire employees, to ride on the fixed route buses of the Modesto Intracity Transit.

BE IT FURTHER RESOLVED that the commuter passes authorized by this resolution will be valid only between the hours of 6:00 a.m. and 10:00 a.m. and after 4:00 p.m., Monday through Saturday.

BE IT FURTHER RESOLVED that this resolution shall be effective on and after July 1, 1984.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-430

A RESOLUTION ESTABLISHING PROCEDURE FOR PAYMENT OF UNIFORM
ALLOWANCE FOR POLICE DEPARTMENT PERSONNEL.

WHEREAS, it is in the City's interest to provide separately from regular salary a reasonable reimbursement for the maintenance of uniforms required in the Police Department,

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

SECTION 1. UNIFORM ALLOWANCE FOR SWORN POLICE PERSONNEL, ANIMAL CONTROL OFFICERS AND COMMUNITY SERVICE OFFICERS.

(a) Sworn police personnel shall be paid Forty and no/100ths (\$40.00) Dollars per calendar month of service, as a uniform allowance, said sum to be paid as stated in subparagraph (d) of this section.

(b) Animal Control Officers shall be paid Twelve and no/100ths (\$12.00) Dollars per calendar month of service, as a uniform allowance, said sum to be paid as stated in subparagraph (d) of this section.

(c) Community Service Officers shall be paid Thirty-two and 50/100ths (\$32.50) Dollars per calendar month of service, as a uniform allowance, said sum to be paid as stated in subparagraph (d) of this section.

(d) The uniform allowances authorized by this section shall be paid quarterly at the end of March, June, September and December of each year. No uniform allowance shall be paid to personnel during the first six (6) months of city service, but said allowance shall be withheld and shall accrue to the benefit of said employee to be paid at the end of the second regular full quarter, provided, however, that no payment shall be made to

personnel who terminate employment prior to or at the end of the first six (6) months of service. For the purpose of computing the above allowances, one-half (1/2) or less of a month shall not be counted.

SECTION 2. UNIFORM ALLOWANCES FOR NONSWORN OFFICE PERSONNEL.

(a) Nonsworn office personnel in the Police Department who are authorized by the Chief of Police to wear a uniform and who wear an approved uniform shall be paid Twelve and no/100ths (\$12.00) Dollars per calendar month of service, as a uniform allowance, said sum to be paid as stated in subparagraph (b) of this section.

(b) The uniform allowances authorized by this section shall be paid quarterly at the end of March, June, September and December of each year.

(c) Employees hired on or after July 1, 1983, shall be paid Seventy-two and no/100ths (\$72.00) Dollars on or about the thirtieth day after they are hired and shall be paid Twelve and no/100ths (\$12.00) Dollars per month, commencing with their eighth month of employment, payable quarterly at the end of March, June, September and December of each year.

SECTION 3. The Chief of Police shall submit signed reports to the Director of Finance showing the names of department personnel eligible to receive the uniform allowances authorized by this resolution.

SECTION 4. The uniform allowances authorized by this resolution shall not accrue to persons not specifically included in this resolution.

SECTION 5. The City Manager is authorized to establish rules for the equitable administration of the uniform allowances authorized by this resolution.

SECTION 6. This resolution shall be effective July 1, 1984.

SECTION 7. Resolution No. 83-420 adopted on June 21, 1983, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-431

A RESOLUTION REVISING THE POSITION CLASSIFICATION PLAN FOR
THE CITY OF MODESTO.

WHEREAS, a Position Classification Plan for the City of Modesto was adopted by Modesto City Council Resolution No. 67-77 pursuant to Rule 2 of the Personnel Rules and Regulations of the City of Modesto, and

WHEREAS, the City Manager has recommended to the Council amendments to the Position Classification Plan, and

WHEREAS, Rule 2.2 of the City of Modesto Personnel Rules provides that revisions to the Classification Plan shall be effective upon adoption of a resolution of the City Council.

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

SECTION 1. CLASSIFICATIONS AMENDED. The Position Classification Plan of the City of Modesto is hereby amended to amend the specifications for the following classifications, as shown on Exhibits "A", "B" and "C", which are hereby made a part of this resolution by reference and are hereby approved and made a part of the Position Classification Plan of the City of Modesto:

Fire Fighter/
Fire Fighter Trainee

Fire Engineer

Fire Lieutenant

SECTION 2. EFFECTIVE DATE. This resolution shall be effective on and after July 1, 1984.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

FIRE FIGHTER
FIRE FIGHTER TRAINEE

DEFINITION

This series specification describes two classes which are responsible to respond to fire alarms and other emergency calls to protect life and property; to participate in fire prevention, station maintenance, and training activities and to do related work as required.

DISTINGUISHING CHARACTERISTICS

Fire Fighter Trainee is the entry level class in the series. Persons selected for this class will be expected to progressively acquire knowledge and skills relating to fire prevention and suppression. Promotion from this level will depend upon the progress made in acquiring such knowledge and skills; upon the demonstrated ability to compatibly work with other employees; and to perform tasks as assigned. When the employee's employment history shows six (6) months of satisfactory performance as a Fire Fighter Trainee, he/she will be promoted to Fire Fighter.

Fire Fighter is the qualified working level in the operations and procedures that relate to fire suppression.

EXAMPLES OF DUTIES

Responds to alarms and assists in the suppression of fire, including forcible entry, ventilating, and salvage work; performs clean-up and overhaul work, checking, testing, and maintenance activities on apparatus and equipment to return it to readiness for further alarms; assists in maintaining fire apparatus, equipment, fire station and grounds; responds to emergency calls; operates resuscitators; administers first aid; assists in making residential, commercial, and industrial inspections to discover and eliminate potential fire hazards; licenses bicycles; participates in continuing training and instruction program by individual study of technical material and attendance at scheduled drills and classes; assists in hydrant maintenance; participates in preparing exhibits and giving demonstrations for fire prevention purposes; may serve as temporary Fire Engineer; responds to alarms while off duty.

SPECIAL REQUIREMENTS

License: Possession of a valid California Class 3 driver's license by the date of final filing of the job application. Possession of no less than a California Class 2 operator's license prior to completion of probation as a Fire Fighter.

Age: Must be age 18 or over at time of final filing of application.

Vision: 20/70 in each eye corrected to 20/20 and free from color deficiency and permanent or progressive eye abnormalities.

Hearing: Normal.

Physical Condition: Be found, after examination by a licensed physician and surgeon, to be free from any physical, emotional or mental condition that might adversely affect his/her exercise of the duties of fire suppression and prevention. Weight and height must be proportional in the normal range for applicant's age. Ability to pass the physical agility test.

Probation: a) Fire Fighter Trainee - All those appointed shall complete a six (6) month probation. Satisfactory performance and recommendation of the Fire Chief is required for promotion. Failure to comply with any of the above requirements will constitute grounds for release from the service during or at the close of the probationary period.

b) Fire Fighter - All those appointed shall complete a one (1) year probation. A Fire Fighter on probationary status shall also be certified as set forth in the Department's Probationary Fire Fighter's Manual, in order to serve as Fire Engineer by the end of each person's probationary period. Satisfactory performance and recommendation of the Fire Chief is required for regular status. Failure to comply with any of the above requirements will constitute grounds for release from the service during or at the close of the probationary period.

Employment Standards

Knowledge of:

Fire Fighter Trainee

Uses and purposes of basic tools used in repair and maintenance work;
Safety precautions and practices necessary with tools and around mechanical equipment;
Basic mathematics;
English usage and spelling in simple records and reports;
Mechanics and general science, including elementary physics and chemistry.

Fire Fighter

Departmental rules and regulations;
First aid;
Fire alarm system, telephonic and radio communications systems;
Fire suppression and salvage techniques;
Operation and maintenance of fire department equipment;
Modern fire prevention methods;

and

Ability to:

Perform hazardous rescue and fire suppression evolutions;
Think clearly, quickly and accurately in emergencies;
Operate and maintain fire department equipment safely and effectively;
Learn technical fire fighting principles and techniques;
Learn principles of hydraulics applied to fire suppression;
Perform heavy manual labor, meaning lifting, carrying fifty (50) to one hundred (100) pounds of weight;
Understand and follow oral and written directions;
Keep simple records and prepare reports;
Establish and maintain effective working relationships with the general public, co-workers, supervisors, and members of diverse cultural and linguistic backgrounds, regardless of race, creed, color, religion, sex, age, or handicap.

and

Education/Experience

Fire Fighter Trainee

High school graduation (or possession of G.E.D.)

Fire Fighter

Six (6) month equivalent to Fire Fighter Trainee with the City of Modesto.

FIRE ENGINEER

DEFINITION

Under direction, to drive and operate all fire department vehicular and mechanized equipment while responding to and during fire and other emergency and non-emergency calls; to assist in the suppression of fires, and to do related work as required.

EXAMPLES OF DUTIES

Responds to fire and other emergency alarms by driving assigned automotive equipment to a designated location; operates pumps, aerial ladders, and hydraulic booms, and assists in the suppression of fires and in the protection of life and property; operates resuscitators and administers first aid; assumes primary responsibility for the servicing and maintenance of assigned fire equipment; assists in maintenance of fire station and surrounding grounds; distributes to residents and posts public notices of city meetings and activities; licenses bicycles; assists in conducting monthly fire drills in all school facilities; participates in continuing training and instruction program by individual study of technical material and attendance at scheduled drills and classes; assists in making residential, commercial, and industrial inspections to discover and eliminate potential fire hazards; may train or assist in training volunteer firefighters; may serve as a relief lieutenant; responds to alarms while off duty.

SPECIAL REQUIREMENTS

License: Possession of a valid California Class 2 driver's license.

Certification: Operational certification on all fire fighting equipment.

Probation:

All those appointed shall complete a twelve (12) month probation. Satisfactory performance and recommendation of the Fire Chief is required for regular status.

Fire Prevention Assignment:

Incumbents will be required to file a Statement of Economic Interests when assigned to Fire Prevention.

SPECIAL ASSIGNMENT (Fire Engineers Assigned to Fire Prevention Bureau)

During assignment, under the direction of the Battalion Chief (Fire Marshal), conducts technical inspections of residential, commercial, public assembly and industrial facilities to discover hazardous conditions and seek correction and compliance with the fire and safety laws and ordinances; assists in training the general public in the detection and correction of fire hazards and in fire prevention activities; issues hazardous materials permits and special use permits; investigates complaints and answers questions regarding hazards and violations of fire prevention regulations; conducts fire drills; maintains records and prepares reports; makes oral presentations; subject to serve as an engineer as needed and respond to fires and emergencies; and to do related work as required.

EMPLOYMENT STANDARDS

Knowledge of:

Modern fire prevention and suppression methods;
Fire suppression and salvage techniques and principles of hydraulics applied to fire suppression;
Operation and maintenance of fire department equipment and apparatus and ability to operate such equipment and apparatus safely and effectively;
Fire alarm system, telephonic and radio communications systems;
Departmental rules and regulations;
First aid.

and

Ability to:

Perform hazardous rescue and fire suppression evolutions;
Think clearly, quickly and accurately in emergencies;
Apply technical fire fighting principles and techniques and principles of hydraulics applied to fire suppression;
Understand and follow oral and written directions;
Keep simple records and prepare reports;
Establish and maintain cooperative relationships with fellow employees and the public.

Experience:

Any combination of training and experience equivalent to completion of the twelfth grade, and three (3) years of experience as a Fire Fighter in the City of Modesto Fire Department.

FIRE LIEUTENANT

DEFINITION

Under direction, to be in command of a City fire station or company during an assigned shift; to participate in and direct personnel in fire suppression and prevention activities; and to do related work as required.

EXAMPLES OF DUTIES

Responds to alarms and directs the route to be taken to the fire; makes decisions as to fire fighting methods to be employed, and need for additional assistance; directs crew and assists in fire fighting and related life and property protection until relieved by a superior officer; obtains information at the scene of the emergency and completes reports for fire department use, maintains station records and completes reports for the department on all activities; supervises and assists with the maintenance of all apparatus and grounds; trains station complement in all phases of fire fighting, rescue, resuscitation, and prevention; supervises and makes inspections of industrial, commercial, and residential properties to discover and eliminate potential fire hazards, to educate the public in fire prevention, and to be prepared for fire suppression tactics; when required, operates any fire apparatus or equipment assigned to the station; supervises and performs salvage, rescue, and first aid activities; answers questions of the public and investigates complaints; inspects fire department buildings, grounds, quarters, equipment, and requisitions supplies for the station; supervises demonstrations for fire prevention purposes; responds to alarms when off duty; conducts visitors through the station.

SPECIAL REQUIREMENTS

License: Possession of a valid California Class 2 driver's license.

Incumbents will be required to file a Statement of Economic Interests when assigned to the Fire Prevention Bureau.

Probation: All those appointed shall complete a twelve (12) month probation. Satisfactory performance and recommendation of the Fire Chief is required for regular status.

SPECIAL ASSIGNMENT (Fire Lieutenant assigned to Fire Prevention Bureau)

During assignment, under the direction of the Battalion Chief (Fire Marshal), conducts technical inspections of residential, commercial, public assembly and industrial facilities to discover hazardous conditions and seek correction and compliance with the fire and safety laws and ordinances;

assists in training the general public in the detection and correction of fire hazards and in fire prevention activities; issues hazardous materials permits and special use permits; investigates complaints and answers questions regarding hazards and violations of fire prevention regulations; conducts fire drills; maintains records and prepares reports; subject to serve as a Fire Lieutenant as needed and to respond to fire and emergencies, and to do related work as required.

EMPLOYMENT STANDARDS

Knowledge of:

Modern principles and practices of fire prevention and suppression;
Proper use and maintenance of fire fighting equipment and supplies;
Departmental rules and regulations and laws pertaining to fire prevention and safety;
City geography, fire hazards, and fire fighting resources such as personnel, equipment, water supply and communications;
First aid, rescue and inhalator methods.

and

Ability to:

Train and supervise the work of others.
Operate all types of fire fighting equipment, and to instruct others in such operations;
Apply fire safety regulations to specific structures and situations;
Perform hazardous rescue and fire suppression evolutions;
Think clearly, quickly and accurately in emergencies;
Apply technical fire fighting principles and techniques and principles of hydraulics applied to fire suppression;
Understand and follow oral and written directions;
Keep simple records and prepare reports;
Establish and maintain cooperative relationships with fellow employees and the public.

and

Experience:

Any combination of training and experience equivalent to completion of the twelfth grade and four (4) years of experience as a sworn fire suppression person in the Modesto Fire Department, including at least one (1) year as a Fire Engineer in the Modesto Fire Department.

MODESTO CITY COUNCIL
RESOLUTION NO. 84- 432

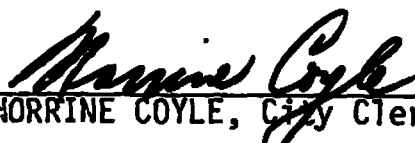
A RESOLUTION DECLARING MONDAY, DECEMBER 24, 1984, A
HOLIDAY FOR CERTAIN CITY EMPLOYEES AND OFFICES, BUILDINGS
AND FACILITIES OF THE CITY OF MODESTO.

BE IT RESOLVED by the Council of the City of Modesto that Monday,
December 24, 1984 is hereby declared to be a holiday for all employees of the
City of Modesto except employees in the Police and Fire Departments who have
safety membership in the Public Employees' Retirement System.

BE IT FURTHER RESOLVED that all offices, buildings and facilities of
the City of Modesto that are normally closed on holidays observed by the City
of Modesto shall be closed on December 24, 1984.

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 26th day of June,
1984, by Councilmember Sutton, who moved its adoption, which motion
being duly seconded by Councilmember Lang, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-433

A RESOLUTION CHANGING THE CITY OF MODESTO'S SELF-INSURED
HEALTH CARE PLAN.

WHEREAS, the City of Modesto has a self-insured Health Care Plan for its employees, and

WHEREAS, the Council desires to change said Health Care Plan for certain of its employees.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby make the following changes in the City's self-insured Health Care Plan, effective July 1, 1984, for all employees of the City except sworn police employees represented by the Modesto Police Officers Association:

1. Add Psychiatric/Alcohol Treatment Coverage, up to a maximum of \$1,500.00 per year, with the plan to pay eighty (80%) percent of the cost.
2. Increase the ambulance coverage from \$50.00 per use to \$75.00 per use.
3. Add preferred provider hospital and out-patient surgery coverage with the plan to pay one hundred (100%) percent of the cost if the care is in a city designated facility.

BE IT FURTHER RESOLVED that the following changes in the City's self-insured Health Care Plan, effective January 1, 1985, are hereby made for all employees represented by the Modesto City Employees Association and the Modesto City Fire Fighters Association:

The Major Medical deductible shall be increased to \$120.00 per person with a maximum of \$360.00 per family.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-434

A RESOLUTION CHANGING THE CITY OF MODESTO'S SELF-INSURED
DENTAL CARE PLAN.

WHEREAS, the City of Modesto has a self-insured Dental Care Plan, and
WHEREAS, the Council desires to change said Dental Care Plan for
certain of its employees.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that it does hereby make the following change in the City's self-insured
Dental Care Plan, effective January 1, 1985, for all employees of the City
except sworn police employees represented by the Modesto Police Officers
Association:

The maximum limit for dental care in any one (1) year is increased
from \$1,000.00 to \$1,200.00

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 26th day of June,
1984, by Councilmember Sutton, who moved its adoption, which motion
being duly seconded by Councilmember Lang, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-435

A RESOLUTION AMENDING SECTION 13.5 OF THE PERSONNEL RULES
RELATING TO SICK LEAVE.

WHEREAS, Section 1202 of Article XII of the Charter of the City of Modesto provides that the personnel system provided by said Article shall be implemented by such rules and regulations governing the administration thereof as are adopted by the City Council upon recommendation of the City Manager, and

WHEREAS, the City Council has adopted Personnel Rules as authorized by the City Charter, and

WHEREAS, the City Manager has recommended an amendment to Section 13.5 of the Personnel Rules relating to sick leave, and

WHEREAS, the City Council finds that said proposed amendment as recommended by the City Manager promotes the purposes and objectives of the Personnel System,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Section 13.5 of the Personnel Rules be amended to read as follows:

13.5 Sick Leave

- (a) After completing three (3) months of continuous service, all employees except fire department personnel working an average minimum of fifty-six (56) hours a week, shall be entitled to paid sick leave at the rate of one working day for each completed calendar month of service counted from the original appointment. All fire department personnel working an average minimum of fifty-six (56) hours a week shall be entitled to paid sick leave at the rate of twelve (12) hours for each completed calendar month of service, counted from the original appointment.
- (b) All employees except police officers and detectives employed on or after July 1, 1979 and fire department personnel working an average minimum of fifty-six (56) hours a week may accrue unused sick leave time not to exceed two thousand (2000) hours. Police officers and detectives employed on or after July 1, 1979 may accrue unused sick leave time not to exceed one thousand (1000) hours. All fire department personnel working an average minimum of fifty-six (56) hours a week may accrue unused sick leave time not to exceed three thousand (3000) hours.

- (c) Sick leave shall be considered a privilege to be allowed only in case of sickness, disability, or quarantine. Sick leave credit shall not continue to accrue to an employee absent from duty on any leave other than vacation leave, bereavement leave, jury duty, management-confidential leave, or temporary military leave. Paid sick leave shall not be given for any absence from duty due to an injury or illness arising out of or incurred in connection with outside employment. In order to receive sick leave pay, an employee must notify his/her supervisor or the Personnel Office not later than four (4) hours after the start of his/her work day. The employee may be required to file a physician's certificate with the Director of Personnel stating the cause of the absence.
- (d) Leave for disability covered by workers' compensation shall be charged against the employee's accrued sick leave, and the employee shall receive full pay to the extent of his/her sick leave credit. Compensation insurance checks shall be endorsed to the City while full salary is paid. When sick leave is exhausted, the employee shall receive the compensation insurance check. Sick leave shall be charged at a rate proportional to the City's actual contribution to the full salary. This provision shall be modified for police and fire personnel to the extent necessary to conform to the provisions of Section 4850 of the State Labor Code. An employee whose sick leave has expired because of an on-the-job injury may be granted additional sick leave upon recommendation of the City Manager and approval of the City Council.
- (e) Employees terminating their City employment or being terminated shall forfeit all unused sick leave benefits as of the termination date, except that:
- (1) All employees in the classification of Fire Fighter Trainee, Fire Fighter, Fire Engineer, and Fire Lieutenant, who retire on or after July 1, 1982, through the Public Employees' Retirement System after a minimum of five (5) years of continuous employment with the City of Modesto, shall be paid at the time of retirement for twenty-five (25%) percent of the first fifteen hundred (1500) hours of the employee's unused sick leave benefit. All employees who retire on or after July 1, 1984, at the option of each such employee, may elect, in lieu of the foregoing, to have forty (40%) percent of the employee's unused sick leave benefit applied by the City, after the employee's retirement, to premiums for coverage in health insurance plans approved by the City of Modesto.
 - (2) All employees in the classifications of Police Officer and Detective who retire on or after July 1, 1979 through the Public Employees' Retirement System, or terminate employment in good standing with the City of Modesto after five (5) years of continuous employment, shall be paid at the time of retirement or termination for twenty-five (25%) percent of the first one thousand (1000) hours and twenty (20%) percent of the second one thousand (1000) hours of the employee's unused sick leave benefit.

- (3) All employees in positions and classifications designated as management and confidential and who retire through the Public Employees' Retirement System, or terminate employment in good standing with the City of Modesto after five (5) years of continuous employment, shall be paid at the time of retirement or termination for twenty-five (25%) percent of the employee's unused sick leave benefit. All employees who retire on or after July 1, 1984, at the option of each such employee, may elect, in lieu of the foregoing, to have forty (40%) percent of the employee's unused sick leave benefit applied by the City, after the employee's retirement, to premiums for coverage in health insurance plans approved by the City of Modesto.
- (4) All employees except those covered in subparagraphs (1), (2) and (3) above, who were hired on or before June 30, 1982, and who retire through the Public Employees' Retirement System, or terminate employment in good standing with the City of Modesto after five (5) years of continuous employment shall be paid at the time of retirement or termination for twenty-five (25%) percent of the employee's unused sick leave benefit. If said employees retire after July 1, 1984, after fifteen (15) years of continuous employment, they may, at the option of each such employee, elect, in lieu of the foregoing, to have forty (40%) percent of the employee's unused sick leave benefit applied by the City, after the employee's retirement, to premiums for coverage in health insurance plans approved by the City of Modesto.
- (5) All employees except those covered in subparagraphs (1), (2) and (3) above, who are hired on or after July 1, 1982, who retire through the Public Employees' Retirement system or terminate employment in good standing with the City of Modesto after five (5) years of continuous employment shall be paid at the time of retirement or termination for twenty-five (25%) percent of the first one thousand (1000) hours of the employee's unused sick leave benefit. If said employees retire after July 1, 1984, after fifteen (15) years of continuous employment, they may, at the option of each such employee, elect, in lieu of the foregoing, to have forty (40%) percent of the employee's unused sick leave benefit applied by the City, after the employee's retirement, to premiums for coverage in health insurance plans approved by the City of Modesto.
- (f) Former employees re-employed by the City shall receive no credit for prior service in determination of sick leave or vacation benefits.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-436

A RESOLUTION AUTHORIZING THE PAYMENT BY THE CITY OF
MODESTO OF PORTIONS OF SOME EMPLOYEES' CONTRIBUTIONS TO
THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM.

WHEREAS, the City of Modesto has a contract with the State of
California Public Employees' Retirement System (hereinafter referred to as
"PERS") to provide a retirement system for the employees of the City of
Modesto, and

WHEREAS, pursuant to the City's contract with PERS, the City makes
biweekly contributions to PERS for each employee who is a member of PERS, and

WHEREAS, in addition to the City's contribution to PERS, each
employee of the City who is a member of PERS makes a biweekly contribution to
PERS, and

WHEREAS, the City is desirous of paying certain portions of the
employees' biweekly contributions to PERS of some of the Management and
Confidential employees of the City,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that effective June 26, 1984, the City of Modesto will pay, for the Chief of
Police of the City of Modesto, the first seven (7%) percent of said employee's
11.86% employee contribution rate to PERS. Said payments shall be made in the
employee's name.

BE IT FURTHER RESOLVED that Resolution No. 83-418, adopted on
June 21, 1983 is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 26th day of June,
1984, by Councilmember Sutton, who moved its adoption, which motion

being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-437

A RESOLUTION AUTHORIZING THE PAYMENT BY THE CITY OF
MODESTO OF PORTIONS OF SOME EMPLOYEES' CONTRIBUTIONS TO
THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM.

WHEREAS, the City of Modesto has a contract with the State of
California Public Employees' Retirement System (hereinafter referred to as
"PERS") to provide a retirement system for the employees of the City of
Modesto, and

WHEREAS, pursuant to the City's contract with PERS, the City makes
biweekly contributions to PERS for each employee who is a member of PERS, and

WHEREAS, in addition to the City's contribution to PERS, each
employee of the City who is a member of PERS makes a biweekly contribution to
PERS, and

WHEREAS, the City has entered into Memoranda of Understanding with
two of the employee organizations which represent employees of the City, which
Memoranda provide that the City will pay certain portions of the employees'
biweekly contributions to PERS of employees represented by said employee
organizations, and

WHEREAS, the City is desirous of paying certain portions of the
employees' biweekly contributions to PERS of some of the Management and
Confidential employees of the City.

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

1. Effective June 29, 1982, the City of Modesto will pay, for all employees of the City of Modesto who have Miscellaneous membership in PERS, three-sevenths (3/7ths%) percent of each of said employees' employee contribution to PERS. Said payments shall be made in each employee's name.

2. Effective June 29, 1982, the City of Modesto will pay, for all Fire Department employees of the City of Modesto who have safety membership in PERS, three-ninths (3/9ths%) percent of each of said employee's employee contribution to PERS. Said payments shall be made in each employee's name.

3. Effective October 5, 1982, the City of Modesto will pay for all employees of the City of Modesto who have Miscellaneous membership in PERS, four-sevenths (4/7ths%) percent of each of said employee's employee contribution to PERS. Said payments shall be made in each employee's name.

4. Effective December 28, 1982, the City of Modesto will pay for all Fire Department employees of the City of Modesto who have safety membership in PERS, four-ninths (4/9ths%) percent of each of said employee's contribution to PERS. Said payments shall be made in each employee's name.

5. Effective June 26, 1984, the City of Modesto will pay for all Fire Department employees of the City of Modesto who have safety membership in PERS, except the Fire Chief, two-ninths (2/9ths%) percent of each of said employee's contribution to PERS. Said payments shall be made in each employee's name.

BE IT FURTHER RESOLVED that Resolution No. 82-489, adopted on June 22, 1984 is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-438

A RESOLUTION ESTABLISHING SALARY SCHEDULES AND FIXING
COMPENSATION FOR POSITIONS IN THE CITY SERVICE.

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

SECTION 1. SALARY RANGES AND RATES EFFECTIVE JUNE 26, 1984 TO JUNE 25, 1985. The salary rates, salary ranges and salary steps as set forth in Exhibit "A" entitled "City of Modesto Schedule of Salary Ranges in City Service Effective June 26, 1984 - Schedule A Miscellaneous Employees", Exhibit "B" entitled "City of Modesto Schedule of Salary Ranges in City Service Effective June 26, 1984 - Schedule B Firefighters", Exhibit "E" entitled "City of Modesto Schedule of Salary Ranges in City Service Effective June 26, 1984 - Schedule E Confidential-Clerical", Exhibit "F" entitled "City of Modesto Schedule of Salary Ranges in City Service Effective June 26, 1984 - Schedule F Unclassified Management and Council Appointees", and Exhibit "G" entitled "City of Modesto Schedule of Salary Ranges in City Service Effective June 26, 1984 - Schedule G "Y" Rates", which are attached hereto and hereby made a part hereof, are hereby established, effective June 26, 1984 to and including June 25, 1985.

SECTION 2. SALARY RANGES AND RATES EFFECTIVE JUNE 26, 1984, TO OCTOBER 1, 1984. The salary rates, salary ranges and salary steps as set forth in Exhibit "C-1" entitled "City of Modesto Schedule of Salary Ranges in City Service Effective June 26, 1984 - Schedule C Police Personnel", and Exhibit "D-1" entitled "City of Modesto Schedule of Salary Ranges in City Service Effective June 26, 1984 - Schedule D Management and Confidential-Technical", which are attached hereto and hereby made a part hereof are hereby established effective June 26, 1984, to and including October 1, 1984.

SECTION 3. SALARY RANGES AND RATES EFFECTIVE OCTOBER 2, 1984 to JUNE 25, 1985. The salary rates, salary ranges and salary steps are set forth in Exhibit "C-2" entitled "City of Modesto Schedule of Salary Ranges in City Service Effective October 2, 1984 - Schedule C Police Personnel", and Exhibit "D-2" entitled "City of Modesto Schedule of Salary Ranges in City Service Effective October 2, 1984 - Schedule D Management and Confidential-Technical", which are attached hereto and hereby made a part hereof are hereby established effective October 2, 1984 to and including June 25, 1985.

SECTION 4. SALARIES FOR CLASSES OF POSITIONS. The salary ranges and rates for the classes of positions established by the Position Classification Plan, as set forth in Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1984-85" which is attached hereto and hereby made a part hereof, are hereby established.

SECTION 5. USE OF CLASSES. The designated classes of positions may be used in any organizational unit of the City deemed proper by the City Manager.

SECTION 6. POSITIONS. The City Council authorizes and directs the City Manager, within the limits of funds budgeted therefor, to appoint employees in such number and in such classes in each department as may be necessary properly to operate the department under the Charter, ordinances and resolutions adopted by the City Council, including creating additional positions to replace employees who are on disability leave or other leaves of absence.

SECTION 7. APPOINTMENTS AND SALARIES. The City Manager is hereby authorized to appoint, in accordance with the applicable provisions of the Modesto Municipal Code and Personnel Rules and within the limits of funds budgeted therefor, any person to a position in a class for which he is the

appointing authority and for which the salary is hereby provided, to designate the definite salary rate or salary step at which such person is appointed, and the salary so designated is hereby fixed as the salary of such employee for the position.

SECTION 8. SPECIAL SALARY RATES. The City Manager is further authorized, subject to budgetary appropriation control by the City Council, to fix the salary range or rate for part-time or special positions in the Unclassified Service for which he is the appointing authority and which are not designated herein.

SECTION 9. DIFFERENTIAL PAY - MISCELLANEOUS. An employee who is assigned to one of the positions enumerated below shall be paid, in addition to the salary fixed and established for the class title and pay range to which the employee's position has been allocated, additional compensation at the rate of five (5%) percent of the compensation which the employee would otherwise be entitled to receive. Such additional compensation shall not be paid to any person employed on a temporary or part-time (hourly or per diem pay) basis.

1. Motor Sweeper Operator - who is regularly assigned as a night sweeper operator.
2. Maintenance Worker I or II - who is regularly assigned to water street trees at night.
3. Maintenance Worker I - who is regularly assigned as a night hand sweeper.
4. Police Clerk - who is regularly assigned to work on either the swing or graveyard shift.
5. Receptionist - who is regularly assigned to work on the swing shift.

SECTION 10. DIFFERENTIAL PAY - FIRE PREVENTION BUREAU. A sworn safety member of the Fire Department assigned to the Fire Department's Fire Prevention Bureau shall be paid, in addition to the salary fixed and established for the class title and pay range to which the employee's position has been allocated, the following additional compensation based on time spent in the Fire Prevention Bureau and determined as a percent of the compensation which the employee would otherwise be entitled to receive:

<u>Time Spent in Fire Prevention Bureau</u>	<u>Additional Pay to be Received</u>
0 - 12 months	0%
13 - 24 months	2 1/2%
25 months and thereafter	5%

SECTION 11. DIFFERENTIAL PAY - FIRE BATTALION CHIEF. A Fire Battalion Chief assigned by the Fire Chief as either Operations Commander or Fire Marshall may be paid, upon recommendation of the Fire Chief and approval of the City Manager, in addition to the salary fixed and established for the classification of Fire Battalion Chief, additional compensation of up to ten (10%) percent of the compensation which the employee would otherwise be entitled to receive.

SECTION 12. ACTING PAY - POLICE DEPARTMENT. A Detective who is temporarily assigned to act as a Sergeant for five (5) or more regularly scheduled, consecutive work days will be paid five (5%) percent acting pay above the Detective's normal base pay retroactive to the first day. Holidays and regularly scheduled days off will not interrupt the calculation of consecutive work days.

SECTION 13. DIFFERENTIAL PAY - ASSISTANT SQUAD LEADERS. A Police Officer who is assigned by the Chief of Police as an assistant Squad Leader shall be paid, in addition to the salary fixed and established for the classification of Police Officer, additional compensation of five (5%) percent of the compensation which the officer would otherwise be entitled to receive.

SECTION 14. ACTING PAY - MISCELLANEOUS EMPLOYEES. An employee represented by the Modesto City Employees' Association who is temporarily assigned by a Personnel Action form to fill another position for more than 120 consecutive regularly scheduled work hours will be paid five (5%) percent additional compensation above the employee's normal base pay retroactive to the first hour of such assignment. Holidays and regularly scheduled hours and days off will not interrupt the calculation of consecutive work hours.

SECTION 15. ACTING PAY - FIRE DEPARTMENT. A fire suppression employee in the Fire Department represented by the Modesto City Firefighters Association who is assigned to work temporarily in a position in a salary range above that to which the employee is regularly assigned and who is entitled to acting pay in accordance with the Personnel Administrative Orders of the City of Modesto, will be paid five (5%) percent additional compensation above the employee's normal base pay commencing with the beginning of the first (1st) hour of the overgrade assignment on an hour for hour basis.

SECTION 16. PART-TIME EMPLOYMENT. Employees appointed to any of the positions referred to herein who, with the approval of the City Manager, regularly work less hours per week than established for their class by Rule 13.1 of the Personnel Rules, shall be paid in approximate proportion of the time worked.

SECTION 17. EFFECTIVE DATE. This resolution shall become effective on and after June 26, 1984.

SECTION 18. REPEALS. Resolutions No. 83-426, 83-446, 83-643, 83-797, 84-10 and 84-111 are hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

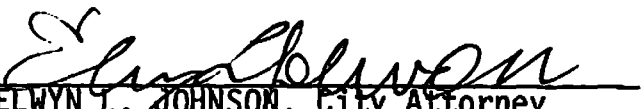
NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

**SCHEDULE A
MISCELLANEOUS
EMPLOYEES**

**SCHEDULE OF SALARY RANGES INCITY SERVICE FOR FY 84/85
EFFECTIVE 6/26/84**

HOURLY

BI-WEEKLY

MONTHLY

RANGE	HOURLY					BI-WEEKLY					MONTHLY				
	A	B	C	D	E	A	B	C	D	E	A	B	C	D	E
105.5	4.2474	4.4598	4.6828	4.9169	5.1627	339.79	356.78	374.62	393.35	413.02	738.74	775.68	814.46	855.18	897.95
106.0	4.3509	4.5684	4.7968	5.0366	5.2884	348.07	365.47	383.74	402.93	423.07	756.74	794.57	834.29	876.01	919.80
106.5	4.4598	4.6829	4.9169	5.1627	5.4208	356.78	374.62	393.35	413.02	433.66	775.68	814.46	855.18	897.95	942.82
107.0	4.5684	4.7968	5.0366	5.2884	5.5528	365.47	383.74	402.93	423.07	444.22	794.57	834.29	876.01	919.80	965.79
107.5	4.6828	4.9169	5.1627	5.4208	5.6918	374.62	393.35	413.02	433.66	455.34	814.46	855.18	897.95	942.82	989.95
108.0	4.7968	5.0366	5.2884	5.5528	5.8304	383.74	402.93	423.07	444.22	466.43	834.29	876.01	919.80	965.78	1014.07
108.5	4.9169	5.1627	5.4228	5.6918	5.9764	393.35	413.02	433.66	455.34	478.11	855.18	897.95	942.82	989.95	1039.46
109.0	5.0366	5.2884	5.5528	5.8304	6.1219	402.93	423.07	444.22	466.43	489.75	876.01	919.80	965.78	1014.07	1066.77
109.5	5.1627	5.4208	5.6918	5.9764	6.2752	413.02	433.66	455.34	478.11	502.02	897.95	942.82	989.95	1039.46	1091.44
110.0	5.2884	5.5528	5.8304	6.1219	6.4280	423.07	444.22	466.43	489.75	514.24	919.80	965.78	1014.07	1066.77	1118.01
110.5	5.4208	5.6918	5.9764	6.2752	6.5890	433.66	455.34	478.11	502.02	527.12	942.82	989.95	1039.46	1091.44	1146.01
111.0	5.5528	5.8304	6.1219	6.4280	6.7494	444.22	466.43	489.75	514.24	539.95	965.78	1014.07	1064.77	1118.01	1173.91
111.5	5.6918	5.9764	6.2752	6.5890	6.9185	455.34	478.11	502.02	527.12	553.48	989.95	1039.46	1091.44	1146.01	1203.32
112.0	5.8304	6.1219	6.4280	6.7494	7.0869	466.43	489.75	514.24	539.95	566.95	1014.07	1064.77	1118.01	1173.91	1232.61
112.5	5.9764	6.2752	6.5890	6.9185	7.2644	478.11	502.02	527.12	553.48	581.15	1039.46	1091.44	1146.01	1203.32	1263.43
113.0	6.1219	6.4280	6.7494	7.0869	7.4412	489.75	514.24	539.95	566.95	595.30	1064.77	1118.01	1173.91	1232.61	1294.24
113.5	6.2752	6.5890	6.9185	7.2644	7.6276	502.02	527.12	553.48	581.15	610.21	1091.44	1146.01	1203.32	1263.48	1326.66
114.0	6.4280	6.7494	7.0869	7.4412	7.8133	514.24	539.95	566.95	595.30	625.06	1118.01	1173.91	1232.61	1294.24	1358.94
114.5	6.5890	6.9185	7.2644	7.6276	8.0090	527.12	553.48	581.15	610.21	640.72	1146.01	1203.32	1263.48	1326.66	1392.99
115.0	6.7494	7.0869	7.4412	7.8133	8.2040	539.95	566.95	595.30	625.06	656.32	1173.91	1232.61	1294.24	1358.94	1426.91
115.5	6.9185	7.2644	7.6276	8.0090	8.4095	553.48	581.15	610.21	640.72	672.76	1203.32	1263.48	1326.66	1392.99	1462.65
116.0	7.0869	7.4412	7.8133	8.2040	8.6142	566.95	595.30	625.06	656.32	689.14	1232.61	1294.24	1358.94	1426.91	1498.26
116.5	7.2644	7.6276	8.0090	8.4095	8.8300	581.15	610.21	640.72	672.76	706.40	1263.48	1326.66	1392.99	1462.65	1535.73
117.0	7.4412	7.8133	8.2040	8.6142	9.0449	595.30	625.06	656.32	689.14	723.59	1294.24	1358.94	1426.91	1498.26	1573.16
117.5	7.6276	8.0090	8.4095	8.8300	9.2715	610.21	640.72	672.76	706.40	741.72	1326.66	1392.99	1462.65	1535.78	1612.57
118.0	7.8133	8.2040	8.6142	9.0449	9.4971	625.06	656.32	689.14	723.59	759.77	1358.94	1426.91	1498.26	1573.16	1651.82
118.5	8.0090	8.4095	8.8300	9.2715	9.7351	640.72	672.76	706.40	741.72	778.81	1392.99	1462.65	1535.78	1612.57	1693.21
119.0	8.2040	8.6142	9.0449	9.4971	9.9720	656.32	689.14	723.59	759.77	797.76	1426.91	1498.26	1573.16	1651.82	1734.41
119.5	8.4095	8.8300	9.2715	9.7351	10.2219	672.76	706.40	741.72	778.81	817.75	1462.65	1535.78	1612.57	1693.21	1777.87
120.0	8.6142	9.0449	9.4971	9.9720	10.4706	689.14	723.59	759.77	797.76	837.65	1498.26	1573.16	1651.82	1734.41	1821.13
120.5	8.8300	9.2715	9.7351	10.2219	10.7330	706.40	741.72	778.81	817.75	858.64	1535.78	1612.57	1693.21	1777.87	1866.77
121.0	9.0449	9.4971	9.9720	10.4706	10.9941	723.59	759.77	797.76	837.65	879.53	1573.16	1651.82	1734.41	1821.13	1912.19
121.5	9.2715	9.7351	10.2219	10.7330	11.2697	741.72	778.81	817.75	858.64	901.58	1612.57	1693.21	1777.87	1866.77	1960.13
122.0	9.4971	9.9720	10.4706	10.9941	11.5438	759.77	797.76	837.65	879.53	923.50	1651.82	1734.41	1821.13	1912.19	2007.73
122.5	9.7351	10.2219	10.7330	11.2697	11.8332	778.81	817.75	858.64	901.58	946.66	1693.21	1777.87	1866.77	1960.13	2058.13
123.0	9.9720	10.4706	10.9941	11.5438	12.1210	797.76	837.65	879.53	923.50	969.68	1734.41	1821.13	1912.19	2007.78	2108.13
123.5	10.2219	10.7330	11.2697	11.8332	12.4249	817.75	858.64	901.58	946.66	993.99	1777.87	1866.77	1960.13	2058.13	2161.03

EXHIBIT A

**SCHEDULE A
MISCELLANEOUS
EMPLOYEES**

**CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 84/85
EFFECTIVE 6/26/84**

RANGE	HOURLY					BI-WEEKLY					MONTHLY				
	A	B	C	D	E	A	B	C	D	E	A	B	C	D	E
124.0	10.4706	10.9941	11.5438	12.1210	12.7271	837.65	879.53	923.50	969.68	1018.17	1821.13	1912.19	2007.78	2108.18	2213.61
124.5	10.7330	11.2697	11.8332	12.4249	13.0461	858.64	901.58	946.66	993.99	1043.69	1966.77	1960.13	2058.13	2161.03	2269.09
125.0	10.9941	11.5438	12.1210	12.7271	13.3635	879.53	923.50	969.68	1018.17	1069.08	1912.19	2007.78	2108.18	2213.60	2324.29
125.5	11.2697	11.8332	12.4249	13.0461	13.6984	901.58	946.66	993.99	1043.69	1095.87	1960.13	2058.13	2161.03	2269.09	2382.53
126.0	11.5438	12.1210	12.7271	13.3635	14.0317	923.50	969.68	1018.17	1069.08	1122.54	2007.78	2108.18	2213.60	2324.29	2440.51
126.5	11.8332	12.4249	13.0461	13.6984	14.3833	946.66	993.99	1043.69	1095.87	1150.66	2058.13	2161.03	2269.09	2382.53	2501.65
127.0	12.1210	12.7271	13.3635	14.0317	14.7333	969.68	1018.17	1069.08	1122.54	1178.66	2108.19	2213.60	2324.29	2440.51	2562.52
127.5	12.4249	13.0461	13.6984	14.3833	15.1025	993.99	1043.69	1095.87	1150.66	1208.20	2161.03	2269.09	2382.53	2501.65	2626.75
128.0	12.7271	13.3635	14.0317	14.7333	15.4700	1018.17	1069.08	1122.54	1178.66	1237.60	2213.60	2324.29	2440.51	2562.52	2690.67
128.5	13.0461	13.6984	14.3833	15.1025	15.8576	1043.69	1095.87	1150.66	1208.20	1268.61	2269.09	2382.53	2501.65	2626.75	2758.09
129.0	13.3635	14.0317	14.7333	15.4700	16.2435	1069.08	1122.54	1178.66	1237.60	1299.48	2324.29	2440.51	2562.52	2690.67	2825.23
129.5	13.6984	14.3833	15.1025	15.8576	16.6505	1095.87	1150.66	1208.20	1268.61	1332.04	2382.53	2501.65	2626.75	2758.09	2895.99
130.0	14.0317	14.7333	15.4700	16.2435	17.0557	1122.54	1178.66	1237.60	1299.48	1364.48	2440.51	2562.53	2690.67	2825.20	2966.47
130.5	14.3833	15.1025	15.8576	16.6505	17.4830	1150.66	1208.20	1268.61	1332.04	1398.64	2501.65	2626.75	2758.09	2895.99	3040.79

OFFICIAL RATE=HOURLY RATE & BI-WEEKLY RATE
 ACTUAL BI-WEEKLY SALARY=HOURLY RATE X 80
 MONTHLY SALARY = BI-WKLY RATE X 2.1741

**SCHEDULE B
FIREFIGHTERS**

**CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 84/85
EFFECTIVE 6/26/84**

RANGE	HOURLY					BI-WEEKLY					MONTHLY				
	A	B	C	D	E	A	B	C	D	E	A	B	C	D	E
208.0	6.8059	7.1462	7.5035	7.8787	8.2726	762.26	800.37	840.39	882.41	926.53	1657.23	1740.08	1827.09	1918.45	2014.37
209.0	7.1462	7.5035	7.8787	8.2726	8.6862	800.37	840.39	882.41	926.53	972.85	1740.08	1827.09	1918.45	2014.37	2115.07
210.0	7.5035	7.8787	8.2726	8.6862	9.1205	840.39	882.41	926.53	972.85	1021.50	1827.09	1918.45	2014.37	2115.07	2220.84
210.5	7.6913	8.0759	8.4797	8.9037	9.3489	861.43	904.50	949.73	997.21	1047.08	1872.83	1966.47	2064.81	2168.03	2276.46
211.0	7.8787	8.2726	8.6862	9.1205	9.5765	882.41	926.53	972.85	1021.50	1072.57	1918.45	2014.37	2115.07	2220.84	2331.87
211.5	8.0759	8.4797	8.9037	9.3489	9.8163	904.50	949.73	997.21	1047.08	1099.43	1966.47	2064.81	2168.03	2276.46	2390.27
212.0	8.2726	8.6862	9.1205	9.5765	10.0553	926.53	972.85	1021.50	1072.57	1126.19	2014.37	2115.07	2220.84	2331.87	2448.45
212.5	8.4797	8.9037	9.3489	9.8163	10.3071	949.73	997.21	1047.08	1099.43	1154.40	2064.81	2168.03	2276.46	2390.27	2509.78
213.0	8.6862	9.1205	9.5765	10.0553	10.5581	972.85	1021.50	1072.57	1126.19	1182.51	2115.07	2220.84	2331.87	2448.45	2570.89
213.5	8.9037	9.3489	9.8163	10.3071	10.8229	997.21	1047.08	1099.43	1154.40	1212.12	2168.03	2276.46	2390.27	2509.78	2635.27
214.0	9.1205	9.5765	10.0553	10.5581	11.0860	1021.50	1072.57	1126.19	1182.51	1241.65	2220.84	2331.87	2448.45	2570.89	2699.43
214.5	9.3489	9.8163	10.3071	10.8225	11.3636	1047.08	1099.43	1154.40	1212.12	1272.72	2276.46	2390.27	2509.78	2635.27	2767.02

OFFICIAL RATE=HOURLY RATE & BI-WEEKLY RATE
 ACTUAL BI-WEEKLY SALARY=HOURLY RATE X 80
 MONTHLY SALARY = BI-WKLY RATE X 2.1741

EXHIBIT E

SCHEDULE C
POLICE PERSONNEL

CITY OF MODESTO
SCHEDULE OF SALARY RANGES INCITY SERVICE FOR FY 84/85
EFFECTIVE 6/26/84

HOURLY

BI-WEEKLY

MONTHLY

RANGE	A	B	C	D	E	A	B	C	D	E	A	B	C	D	E
308.0	10.9727	11.5213	12.0974	12.7023	13.3374	877.82	921.70	967.79	1016.18	1066.99	1908.47	2003.87	2104.07	2209.28	2319.74
309.0	11.5213	12.0974	12.7023	13.3374	14.0043	921.70	967.79	1016.18	1066.99	1120.34	2003.87	2104.07	2209.28	2319.74	2435.73
310.0	12.0974	12.7023	13.3374	14.0043	14.7045	967.79	1016.18	1066.99	1120.34	1176.36	2104.07	2209.28	2319.74	2435.73	2557.52
311.0	12.7023	13.3374	14.0043	14.7045	15.4397	1016.18	1066.99	1120.34	1176.36	1235.18	2209.28	2319.74	2435.73	2557.52	2685.43
312.0	13.3374	14.0043	14.7045	15.4397	16.2117	1066.99	1120.34	1176.36	1235.18	1296.94	2319.74	2435.73	2557.52	2685.40	2819.68
313.0	14.0043	14.7045	15.4397	16.2117	17.0223	1120.34	1176.36	1235.18	1296.94	1361.78	2435.73	2557.52	2685.40	2819.68	2960.65

OFFICIAL RATE=HOURLY RATE & BI-WEEKLY RATE
 ACTUAL BI-WEEKLY SALARY=HOURLY RATE X 80
 MONTHLY SALARY = BI-WKLY RATE X 2.1741

SCHEDULE C
POLICE PERSONNEL

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 84/85
EFFECTIVE 10/02/84

RANGE	HOURLY					BI-WEEKLY					MONTHLY				
	A	B	C	D	E	A	B	C	D	E	A	B	C	D	E
308.0	11.0001	11.5501	12.1276	12.7340	13.3707	880.01	924.01	970.21	1018.72	1069.66	1913.23	2008.89	2109.33	2214.80	2325.55
309.0	11.5501	12.1276	12.7340	13.3707	14.0392	924.01	970.21	1018.72	1069.66	1123.14	2008.89	2109.33	2214.80	2325.55	2441.82
310.0	12.1276	12.7340	13.3707	14.0392	14.7412	970.21	1018.72	1069.66	1123.14	1179.30	2109.33	2214.80	2325.55	2441.82	2563.92
311.0	12.7340	13.3707	14.0392	14.7412	15.4783	1018.72	1069.66	1123.14	1179.30	1238.26	2214.80	2325.55	2441.82	2563.92	2692.10
312.0	13.3707	14.0392	14.7412	15.4783	16.2522	1069.66	1123.14	1179.30	1238.26	1300.18	2325.55	2441.82	2563.92	2692.10	2826.72
313.0	14.0392	14.7412	15.4783	16.2522	17.0648	1123.14	1179.30	1238.26	1300.18	1365.18	2441.82	2563.92	2692.10	2826.72	2968.04

OFFICIAL RATE=HOURLY RATE & BI-WEEKLY RATE
 ACTUAL BI-WEEKLY SALARY=HOURLY RATE X 80
 MONTHLY SALARY = BI-WKLY RATE X 2.1751

SCHEDULE D
MANAGEMENT AND
CONFIDENTIAL-TECHNICAL

CITY OF MOOSTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 84/85
EFFECTIVE 6/26/84

RANGE	HOURLY					BI-WEEKLY					MONTHLY				
	A	B	C	D	E	A	B	C	D	E	A	B	C	D	E
409.0	5.2852	5.3395	5.6065	5.8868	6.1811	406.82	427.16	448.52	470.94	494.49	884.47	928.69	975.13	1023.87	1075.07
410.0	5.3395	5.6065	5.8868	6.1811	6.4902	427.16	448.52	470.94	494.49	519.22	928.69	975.13	1023.87	1075.07	1128.84
410.5	5.4729	5.7465	6.0338	6.3355	6.6523	437.83	459.72	482.70	506.84	532.18	951.89	999.48	1049.44	1101.92	1157.01
411.0	5.6265	5.8868	6.1811	6.4902	6.8147	448.52	470.94	494.49	519.22	545.18	975.13	1023.87	1075.07	1128.84	1185.28
411.5	5.7465	6.0338	6.3355	6.6523	6.9849	459.72	482.70	506.84	532.18	558.79	999.48	1049.44	1101.92	1157.01	1214.87
412.0	5.8868	6.1811	6.4902	6.8147	7.1554	470.94	494.49	519.22	545.18	572.43	1023.87	1075.07	1128.84	1185.28	1244.52
412.5	6.0338	6.3355	6.6523	6.9849	7.3341	482.70	506.84	532.18	558.79	586.73	1049.44	1101.92	1157.01	1214.87	1275.61
413.0	6.1811	6.4902	6.8147	7.1554	7.5132	494.49	519.22	545.18	572.43	601.06	1075.07	1128.84	1185.28	1244.52	1306.76
413.5	6.3355	6.6523	6.9849	7.3341	7.7008	506.84	532.18	558.79	586.73	616.06	1101.92	1157.01	1214.87	1275.61	1339.38
414.0	6.4902	6.8147	7.1554	7.5132	7.8889	519.22	545.18	572.43	601.06	631.11	1128.84	1185.28	1244.52	1306.76	1372.13
414.5	6.6523	6.9849	7.3341	7.7008	8.0858	532.18	558.79	586.73	616.06	646.86	1157.01	1214.87	1275.61	1339.38	1406.38
415.0	6.8147	7.1554	7.5132	7.8889	8.2833	545.18	572.43	601.06	631.11	662.66	1185.28	1244.52	1306.76	1372.13	1440.69
415.5	6.9849	7.3341	7.7008	8.0858	8.4901	558.79	586.73	616.06	646.86	679.21	1214.87	1275.61	1339.38	1406.38	1476.67
416.0	7.1554	7.5132	7.8889	8.2833	8.6975	572.43	601.06	631.11	662.66	695.80	1244.52	1306.76	1372.13	1440.69	1512.74
416.5	7.3341	7.7008	8.0858	8.4901	8.9146	586.73	616.06	646.86	679.21	713.17	1275.61	1339.38	1406.38	1476.67	1550.50
417.0	7.5132	7.8889	8.2833	8.6975	9.1324	601.06	631.11	662.66	695.80	730.59	1306.76	1372.13	1440.69	1512.74	1588.38
417.5	7.7008	8.0858	8.4901	8.9146	9.3603	616.06	646.86	679.21	713.17	748.82	1339.38	1406.38	1476.67	1550.50	1628.01
418.0	7.8889	8.2833	8.6975	9.1324	9.5890	631.11	662.66	695.80	730.59	767.12	1372.13	1440.69	1512.74	1588.38	1667.81
418.5	8.0858	8.4901	8.9146	9.3603	9.8283	646.86	679.21	713.17	748.82	786.26	1406.38	1476.67	1550.50	1628.01	1709.41
419.0	8.2833	8.6975	9.1324	9.5890	10.0685	662.66	695.80	730.59	767.12	805.48	1440.69	1512.74	1588.38	1667.80	1751.19
419.5	8.4901	8.9146	9.3603	9.8283	10.3197	679.21	713.17	748.82	786.26	825.58	1476.67	1550.50	1628.01	1709.41	1794.89
420.0	8.6975	9.1324	9.5890	10.0685	10.5719	695.80	730.59	767.12	805.48	845.75	1512.74	1588.38	1667.80	1751.19	1838.75
420.5	8.9146	9.3603	9.8283	10.3197	10.8357	713.17	748.82	786.26	825.58	866.86	1550.50	1628.01	1709.41	1794.89	1884.64
421.0	9.1324	9.5890	10.0685	10.5719	11.1005	730.59	767.12	805.48	845.75	888.04	1588.38	1667.80	1751.19	1838.75	1930.69
421.5	9.3603	9.8283	10.3197	10.8357	11.3775	748.82	786.26	825.58	866.86	910.20	1628.01	1709.41	1794.89	1884.64	1978.87
422.0	9.5890	10.0685	10.5719	11.1005	11.6555	767.12	805.48	845.75	888.04	932.44	1667.80	1751.19	1838.75	1930.69	2027.22
422.5	9.8283	10.3197	10.8357	11.3775	11.9464	786.26	825.58	866.86	910.20	955.71	1709.41	1794.89	1884.64	1978.87	2077.81
423.0	10.0685	10.5719	11.1005	11.6555	12.2383	805.48	845.75	888.04	932.44	979.06	1751.19	1838.75	1930.69	2027.22	2128.57
423.5	10.3197	10.8357	11.3775	11.9464	12.5437	825.58	866.86	910.20	955.71	1003.50	1794.89	1884.64	1978.87	2077.81	2181.71
424.0	10.5719	11.1005	11.6555	12.2383	12.8502	845.75	888.04	932.44	979.06	1028.02	1838.75	1930.69	2027.22	2128.57	2235.02
424.5	10.8357	11.3775	11.9464	12.5437	13.1709	866.86	910.20	955.71	1003.50	1053.67	1884.64	1978.87	2077.81	2181.71	2290.78
425.0	11.1005	11.6555	12.2383	12.8502	13.4927	888.04	932.44	979.06	1028.02	1079.42	1930.69	2027.22	2128.57	2235.02	2346.77
425.5	11.3775	11.9464	12.5437	13.1709	13.8294	910.20	955.71	1003.50	1053.67	1106.35	1978.87	2077.81	2181.71	2290.78	2405.32
426.0	11.6555	12.2383	12.8502	13.4927	14.1673	932.44	979.06	1028.02	1079.42	1133.38	2027.22	2128.57	2235.02	2346.77	2464.08
426.5	11.9464	12.5437	13.1709	13.8294	14.5209	955.71	1003.50	1053.67	1106.35	1161.67	2077.81	2181.71	2290.78	2405.32	2525.59
427.0	12.2383	12.8502	13.4927	14.1673	14.8757	979.06	1028.02	1079.42	1133.38	1190.06	2128.57	2235.02	2346.77	2464.08	2587.31
427.5	12.5437	13.1709	13.8294	14.5209	15.2469	1003.50	1053.67	1106.35	1161.67	1219.75	2181.71	2290.78	2405.32	2525.59	2651.86

SCHEDULE D
MANAGEMENT AND
CONFIDENTIAL-TECHNICAL

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 84/85
EFFECTIVE 6/26/84

RANGE	HOURLY					BI-WEEKLY					MONTHLY				
	A	B	C	D	E	A	B	C	D	E	A	B	C	D	E
428.0	12.8532	13.4927	14.1673	14.8757	15.6195	1028.02	1079.42	1133.38	1190.06	1249.56	2235.02	2346.77	2464.08	2587.31	2716.67
428.5	13.1709	13.8294	14.5209	15.2469	16.0092	1053.67	1106.35	1161.67	1219.75	1280.74	2290.78	2405.32	2525.59	2651.86	2784.46
429.0	13.4927	14.1673	14.8757	15.6195	16.4005	1079.42	1133.38	1190.06	1249.56	1312.04	2346.77	2464.08	2587.31	2716.67	2852.51
429.5	13.8294	14.5209	15.2469	16.0092	16.8097	1106.35	1161.67	1219.75	1280.74	1344.78	2405.32	2525.59	2651.86	2784.46	2923.69
430.0	14.1673	14.8757	15.6195	16.4005	17.2205	1133.38	1190.06	1249.56	1312.04	1377.64	2464.08	2587.31	2716.67	2852.51	2995.13
430.5	14.5209	15.2469	16.0092	16.8097	17.6502	1161.67	1219.75	1280.74	1344.78	1412.02	2525.59	2651.86	2784.46	2923.69	3069.87
431.0	14.8757	15.6195	16.4005	17.2205	18.0815	1190.06	1249.56	1312.04	1377.64	1446.52	2587.31	2716.67	2852.51	2995.13	3144.88
431.5	15.2469	16.0092	16.8097	17.6502	18.5327	1219.75	1280.74	1344.78	1412.02	1482.62	2651.86	2784.46	2923.69	3069.87	3223.36
432.0	15.6195	16.4005	17.2205	18.0815	18.9856	1249.56	1312.04	1377.64	1446.52	1518.85	2716.67	2852.51	2995.13	3144.88	3302.13
432.5	16.0092	16.8097	17.6502	18.5327	19.4593	1280.74	1344.78	1412.02	1482.62	1556.74	2784.46	2923.69	3069.87	3223.36	3384.51
433.0	16.4005	17.2205	18.0815	18.9856	19.9349	1312.04	1377.64	1446.52	1518.85	1594.79	2852.51	2995.13	3144.88	3302.13	3467.23
433.5	16.8097	17.6502	18.5327	19.4593	20.4323	1344.78	1412.02	1482.62	1556.74	1634.58	2923.69	3069.87	3223.36	3384.51	3553.74
434.0	17.2205	18.0815	18.9856	19.9349	20.9316	1377.64	1446.52	1518.85	1594.79	1674.53	2995.13	3144.88	3302.13	3467.23	3640.60
434.5	17.6502	18.5327	19.4593	20.4323	21.4539	1412.02	1482.62	1556.74	1634.58	1716.31	3069.87	3223.36	3384.51	3553.74	3731.43
435.0	18.0815	18.9856	19.9349	20.9316	21.9782	1446.52	1518.85	1594.79	1674.53	1758.26	3144.88	3302.13	3467.23	3640.60	3822.63
435.5	18.5327	19.4593	20.4323	21.4539	22.5266	1482.62	1556.74	1634.58	1716.31	1802.13	3223.36	3384.51	3553.74	3731.43	3918.01
436.0	18.9856	19.9349	20.9316	21.9782	23.0771	1518.85	1594.79	1674.53	1758.26	1846.17	3302.13	3467.23	3640.60	3822.63	4013.76
436.5	19.4593	20.4323	21.4539	22.5266	23.6529	1556.74	1634.58	1716.31	1802.13	1892.23	3384.51	3553.74	3731.43	3918.01	4113.90
437.0	19.9349	20.9316	21.9782	23.0771	24.2310	1594.79	1674.53	1758.26	1846.17	1938.48	3467.23	3640.60	3822.63	4013.76	4214.45
437.5	20.4323	21.4539	22.5266	23.6529	24.8355	1634.58	1716.31	1802.13	1892.23	1986.84	3553.74	3731.43	3918.01	4113.90	4319.59
438.0	20.9316	21.9782	23.0771	24.2310	25.4426	1674.53	1758.26	1846.17	1938.48	2035.41	3640.60	3822.63	4013.76	4214.45	4425.18
438.5	21.4539	22.5266	23.6529	24.8355	26.0773	1716.31	1802.13	1892.23	1986.84	2086.18	3731.43	3918.01	4113.90	4319.59	4535.56
439.0	21.9782	23.0771	24.2310	25.4426	26.7147	1758.26	1846.17	1938.48	2035.41	2137.18	3822.63	4013.76	4214.45	4425.18	4646.44
439.5	22.5266	23.6529	24.8355	26.0773	27.3812	1802.13	1892.23	1986.84	2086.18	2190.50	3918.01	4113.90	4319.59	4535.56	4762.37
440.0	23.0771	24.2310	25.4426	26.7147	28.0504	1846.17	1938.48	2035.41	2137.18	2244.03	4013.76	4214.45	4425.18	4646.44	4878.75
440.5	23.6529	24.8355	26.0773	27.3812	28.7503	1892.23	1986.84	2086.18	2190.50	2300.02	4113.90	4319.59	4535.56	4762.37	5000.47
529.0	14.0664	14.7697	15.5082	16.2836	17.0978	1125.31	1181.58	1240.66	1302.69	1367.82	2446.54	2568.87	2697.32	2832.18	2973.78
530.0	14.7697	15.5082	16.2836	17.0978	17.9527	1181.58	1240.66	1302.69	1367.82	1436.22	2568.87	2697.32	2832.18	2973.78	3122.49
531.0	15.5082	16.2836	17.0978	17.9527	18.8503	1240.66	1302.69	1367.82	1436.22	1508.02	2697.32	2832.18	2973.78	3122.49	3278.59
627.0	14.0260	14.7273	15.4637	16.2369	17.0487	1122.08	1178.18	1237.10	1298.95	1363.90	2439.51	2561.46	2689.58	2824.05	2965.25
627.5	14.3765	15.0953	15.8501	16.6426	17.4747	1150.12	1207.62	1268.01	1331.41	1397.98	2500.48	2625.49	2756.78	2894.62	3039.35
628.0	14.7273	15.4637	16.2369	17.0487	17.9011	1178.18	1237.10	1298.95	1363.90	1432.09	2561.48	2689.58	2824.05	2965.25	3113.51
628.5	15.0953	15.8501	16.6426	17.4747	18.3484	1207.62	1268.01	1331.41	1397.98	1467.87	2625.49	2756.78	2894.62	3039.35	3191.30
629.0	15.4637	16.2369	17.0487	17.9011	18.7962	1237.10	1298.95	1363.90	1432.09	1503.70	2689.58	2824.05	2965.25	3113.51	3269.19
629.5	15.8501	16.6426	17.4747	18.3484	19.2658	1268.01	1331.41	1397.98	1467.87	1541.26	2756.78	2894.62	3039.35	3191.30	3350.85
630.0	16.2369	17.0487	17.9011	18.7962	19.7360	1298.95	1363.90	1432.09	1503.70	1578.88	2824.05	2965.25	3113.51	3269.19	3432.64
630.5	16.6426	17.4747	18.3484	19.2658	20.2291	1331.41	1397.98	1467.87	1541.26	1618.33	2894.62	3039.35	3191.30	3350.85	3518.41
631.0	17.0487	17.9011	18.7962	19.7360	20.7228	1363.90	1432.09	1503.70	1578.88	1657.82	2965.25	3113.51	3269.19	3432.64	3604.27

SCHEDULE D
MANAGEMENT AND
CONFIDENTIAL-TECHNICAL

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 84/85
EFFECTIVE 6/26/84

RANGE	HOURLY					BI-WEEKLY					MONTHLY				
	A	B	C	D	E	A	B	C	D	E	A	B	C	D	E
631.5	17.4747	18.3484	19.2658	20.2291	21.2406	1397.98	1467.87	1541.26	1618.33	1699.25	3039.35	3191.30	3350.85	3518.41	3694.34
632.0	17.9011	18.7962	19.7360	20.7228	21.7589	1432.09	1503.70	1578.88	1657.82	1740.71	3113.51	3269.19	3432.64	3604.27	3784.48
632.5	18.3484	19.2658	20.2291	21.2406	22.3026	1467.87	1541.26	1618.33	1699.25	1784.21	3191.30	3350.85	3518.41	3694.34	3879.05
633.0	18.7962	19.7360	20.7228	21.7589	22.8468	1503.70	1578.88	1657.82	1740.71	1827.74	3269.19	3432.64	3604.27	3784.48	3973.69
633.5	19.2658	20.2291	21.2406	22.3026	23.4177	1541.26	1618.33	1699.25	1784.21	1873.42	3350.85	3518.41	3694.34	3879.05	4073.00

OFFICIAL RATE=HOURLY RATE & BI-WEEKLY RATE
 ACTUAL BI-WEEKLY SALARY=HOURLY RATE X 80
 MONTHLY SALARY = BI-WKLY RATE X 2.1741

RANGE	HOURLY					BI-WEEKLY					MONTHLY				
	A	B	C	D	E	A	B	C	D	E	A	B	C	D	E
409.0	5.0852	5.3395	5.6065	5.8868	6.1811	406.82	427.16	448.52	470.94	494.49	884.47	928.69	975.13	1023.87	1075.07
410.0	5.3395	5.6065	5.8868	6.1811	6.4902	427.16	448.52	470.94	494.49	519.22	928.69	975.13	1023.87	1075.07	1128.84
410.5	5.4729	5.7465	6.0338	6.3355	6.6523	437.83	459.72	482.70	506.84	532.18	951.89	999.48	1049.44	1101.92	1157.01
411.0	5.6065	5.8868	6.1811	6.4902	6.8147	448.52	470.94	494.49	519.22	545.18	975.13	1023.87	1075.07	1128.84	1185.23
411.5	5.7465	6.0338	6.3355	6.6523	6.9849	459.72	482.70	506.84	532.18	558.79	999.48	1049.44	1101.92	1157.01	1214.87
412.0	5.8868	6.1811	6.4902	6.8147	7.1554	470.94	494.49	519.22	545.18	572.43	1023.87	1075.07	1128.84	1185.28	1244.52
412.5	6.0338	6.3355	6.6523	6.9849	7.3341	482.70	506.84	532.18	558.79	586.73	1049.44	1101.92	1157.01	1214.87	1275.61
413.0	6.1811	6.4902	6.8147	7.1554	7.5132	494.49	519.22	545.18	572.43	601.06	1075.07	1128.84	1185.28	1244.52	1306.76
413.5	6.3355	6.6523	6.9849	7.3341	7.7008	506.84	532.18	558.79	586.73	616.06	1101.92	1157.01	1214.87	1275.61	1339.39
414.0	6.4902	6.8147	7.1554	7.5132	7.8889	519.22	545.18	572.43	601.06	631.11	1128.84	1185.28	1244.52	1306.76	1372.10
414.5	6.6523	6.9849	7.3341	7.7008	8.0858	532.18	558.79	586.73	616.06	646.86	1157.01	1214.87	1275.61	1339.38	1406.69
415.0	6.8147	7.1554	7.5132	7.8889	8.2833	545.18	572.43	601.06	631.11	662.66	1185.28	1244.52	1306.76	1372.10	1440.69
415.5	6.9849	7.3341	7.7008	8.0858	8.4901	558.79	586.73	616.06	646.86	679.21	1214.87	1275.61	1339.38	1406.69	1476.67
416.0	7.1554	7.5132	7.8889	8.2833	8.6975	572.43	601.06	631.11	662.66	695.80	1244.52	1306.76	1372.10	1440.69	1512.74
416.5	7.3341	7.7008	8.0858	8.4901	8.9146	586.73	616.06	646.86	679.21	713.17	1275.61	1339.38	1406.69	1476.67	1550.50
417.0	7.5132	7.8889	8.2833	8.6975	9.1324	601.06	631.11	662.66	695.80	730.59	1306.76	1372.10	1440.69	1512.74	1588.39
417.5	7.7008	8.0858	8.4901	8.9146	9.3603	616.06	646.86	679.21	713.17	748.82	1339.38	1406.69	1476.67	1550.50	1628.01
418.0	7.8889	8.2833	8.6975	9.1324	9.5890	631.11	662.66	695.80	730.59	767.12	1372.10	1440.69	1512.74	1588.38	1667.80
418.5	8.0858	8.4901	8.9146	9.3603	9.8283	646.86	679.21	713.17	748.82	786.26	1406.69	1476.67	1550.50	1628.01	1709.61
419.0	8.2833	8.6975	9.1324	9.5890	10.0685	662.66	695.80	730.59	767.12	805.48	1440.69	1512.74	1588.38	1667.80	1751.19
419.5	8.4901	8.9146	9.3603	9.8283	10.3197	679.21	713.17	748.82	786.26	825.58	1476.67	1550.50	1628.01	1709.61	1794.89
420.0	8.6975	9.1324	9.5890	10.0685	10.5719	695.80	730.59	767.12	805.48	845.75	1512.74	1588.38	1667.80	1751.19	1838.75
420.5	8.9146	9.3603	9.8283	10.3197	10.8357	713.17	748.82	786.26	825.58	866.86	1550.50	1628.01	1709.61	1794.89	1884.64
421.0	9.1324	9.5890	10.0685	10.5719	11.1005	730.59	767.12	805.48	845.75	888.04	1588.38	1667.80	1751.19	1838.75	1930.69
421.5	9.3603	9.8283	10.3197	10.8357	11.3775	748.82	786.26	825.58	866.86	910.20	1628.01	1709.61	1794.89	1884.64	1978.87
422.0	9.5890	10.0685	10.5719	11.1005	11.6555	767.12	805.48	845.75	888.04	932.44	1667.80	1751.19	1838.75	1930.69	2027.22
422.5	9.8283	10.3197	10.8357	11.3775	11.9464	786.26	825.58	866.86	910.20	955.71	1709.61	1794.89	1884.64	1978.87	2077.81
423.0	10.0685	10.5719	11.1005	11.6555	12.2383	805.48	845.75	888.04	932.44	979.06	1751.19	1838.75	1930.69	2027.22	2128.57
423.5	10.3197	10.8357	11.3775	11.9464	12.5437	825.58	866.86	910.20	955.71	1003.50	1794.89	1884.64	1978.87	2077.81	2181.71
424.0	10.5719	11.1005	11.6555	12.2383	12.8502	845.75	888.04	932.44	979.06	1028.02	1838.75	1930.69	2027.22	2128.57	2235.02
424.5	10.8357	11.3775	11.9464	12.5437	13.1709	866.86	910.20	955.71	1003.50	1053.67	1884.64	1978.87	2077.81	2181.71	2290.78
425.0	11.1005	11.6555	12.2383	12.8502	13.4927	888.04	932.44	979.06	1028.02	1079.42	1930.69	2027.22	2128.57	2235.02	2346.77
425.5	11.3775	11.9464	12.5437	13.1709	13.8294	910.20	955.71	1003.50	1053.67	1106.35	1978.87	2077.81	2181.71	2290.78	2405.32
426.0	11.6555	12.2383	12.8502	13.4927	14.1673	932.44	979.06	1028.02	1079.42	1133.38	2027.22	2128.57	2235.02	2346.77	2464.08
426.5	11.9464	12.5437	13.1709	13.8294	14.5209	955.71	1003.50	1053.67	1106.35	1161.67	2077.81	2181.71	2290.78	2405.32	2525.59
427.0	12.2383	12.8502	13.4927	14.1673	14.8757	979.06	1028.02	1079.42	1133.38	1190.06	2128.57	2235.02	2346.77	2464.08	2587.31
427.5	12.5437	13.1709	13.8294	14.5209	15.2469	1003.50	1053.67	1106.35	1161.67	1219.75	2181.71	2290.78	2405.32	2525.59	2651.86

**SCHEDULE D
MANAGEMENT AND
CONFIDENTIAL-TECHNICAL**

**CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 84/85
EFFECTIVE 10/02/84**

HOURLY

BI-WEEKLY

MONTHLY

RANGE	HOURLY					BI-WEEKLY					MONTHLY				
	A	B	C	D	E	A	B	C	D	E	A	B	C	D	E
428.0	12.8522	13.4927	14.1673	14.8757	15.6195	1028.02	1079.42	1133.38	1190.06	1249.56	2235.02	2346.77	2464.08	2587.31	2716.67
428.5	13.1709	13.8294	14.5209	15.2469	16.0092	1053.67	1106.35	1161.67	1219.75	1280.74	2290.78	2405.32	2525.59	2651.86	2784.46
429.0	13.4927	14.1673	14.8757	15.6195	16.4005	1079.42	1133.38	1190.06	1249.56	1312.04	2346.77	2464.08	2587.31	2716.67	2852.51
429.5	13.8294	14.5209	15.2469	16.0092	16.8097	1106.35	1161.67	1219.75	1280.74	1344.78	2405.32	2525.59	2651.86	2784.46	2923.69
430.0	14.1673	14.8757	15.6195	16.4005	17.2205	1133.38	1190.06	1249.56	1312.04	1377.64	2464.08	2587.31	2716.67	2852.51	2995.13
430.5	14.5209	15.2469	16.0092	16.8097	17.6502	1161.67	1219.75	1280.74	1344.78	1412.02	2525.59	2651.86	2784.46	2923.69	3069.87
431.0	14.8757	15.6195	16.4005	17.2205	18.0815	1190.06	1249.56	1312.04	1377.64	1446.52	2587.31	2716.67	2852.51	2995.13	3144.88
431.5	15.2469	16.0092	16.8097	17.6502	18.5327	1219.75	1280.74	1344.78	1412.02	1482.62	2651.86	2784.46	2923.69	3069.87	3223.36
432.0	15.6195	16.4005	17.2205	18.0815	18.9856	1249.56	1312.04	1377.64	1446.52	1518.85	2716.67	2852.51	2995.13	3144.88	3302.13
432.5	16.0092	16.8097	17.6502	18.5327	19.4593	1280.74	1344.78	1412.02	1482.62	1556.74	2784.46	2923.69	3069.87	3223.36	3384.51
433.0	16.4005	17.2205	18.0815	18.9856	19.9349	1312.04	1377.64	1446.52	1518.85	1594.79	2852.51	2995.13	3144.88	3302.13	3467.23
433.5	16.8097	17.6502	18.5327	19.4593	20.4323	1344.78	1412.02	1482.62	1556.74	1634.58	2923.69	3069.87	3223.36	3384.51	3553.74
434.0	17.2205	18.0815	18.9856	19.9349	20.9316	1377.64	1446.52	1518.85	1594.79	1674.53	2995.13	3144.88	3302.13	3467.23	3640.60
434.5	17.6502	18.5327	19.4593	20.4323	21.4539	1412.02	1482.62	1556.74	1634.58	1716.31	3069.87	3223.36	3384.51	3553.74	3731.43
435.0	18.0815	18.9856	19.9349	20.9316	21.9782	1446.52	1518.85	1594.79	1674.53	1758.26	3144.88	3302.13	3467.23	3640.60	3822.63
435.5	18.5327	19.4593	20.4323	21.4539	22.5266	1482.62	1556.74	1634.58	1716.31	1802.13	3223.36	3384.51	3553.74	3731.43	3918.01
436.0	18.9856	19.9349	20.9316	21.9782	23.0771	1518.85	1594.79	1674.53	1758.26	1846.17	3302.13	3467.23	3640.60	3822.63	4013.76
436.5	19.4593	20.4323	21.4539	22.5266	23.6529	1556.74	1634.58	1716.31	1802.13	1892.23	3384.51	3553.74	3731.43	3918.01	4113.90
437.0	19.9349	20.9316	21.9782	23.0771	24.2310	1594.79	1674.53	1758.26	1846.17	1938.48	3467.23	3640.60	3822.63	4013.76	4214.45
437.5	20.4323	21.4539	22.5266	23.6529	24.8355	1634.58	1716.31	1802.13	1892.23	1986.84	3553.74	3731.43	3918.01	4113.90	4319.59
438.0	20.9316	21.9782	23.0771	24.2310	25.4426	1674.53	1758.26	1846.17	1938.48	2035.41	3640.60	3822.63	4013.76	4214.45	4425.19
438.5	21.4539	22.5266	23.6529	24.8355	26.0773	1716.31	1802.13	1892.23	1986.84	2086.18	3731.43	3918.01	4113.90	4319.59	4535.56
439.0	21.9782	23.0771	24.2310	25.4426	26.7147	1758.26	1846.17	1938.48	2035.41	2137.18	3822.63	4013.76	4214.45	4425.18	4646.44
439.5	22.5266	23.6529	24.8355	26.0773	27.3812	1802.13	1892.23	1986.84	2086.18	2190.50	3918.01	4113.90	4319.59	4535.56	4762.37
440.0	23.0771	24.2310	25.4426	26.7147	28.0504	1846.17	1938.48	2035.41	2137.18	2244.03	4013.76	4214.45	4425.18	4646.44	4878.75
440.5	23.6529	24.8355	26.0773	27.3812	28.7503	1892.23	1986.84	2086.18	2190.50	2300.02	4113.90	4319.59	4535.56	4762.37	5000.47
529.0	14.0664	14.7697	15.5082	16.2836	17.0978	1125.31	1181.58	1240.66	1302.69	1367.82	2446.54	2568.87	2697.32	2832.18	2973.78
530.0	14.7697	15.5082	16.2836	17.0978	17.9527	1181.58	1240.66	1302.69	1367.82	1436.22	2568.87	2697.32	2832.18	2973.78	3122.49
531.0	15.5082	16.2836	17.0978	17.9527	18.8503	1240.66	1302.69	1367.82	1436.22	1508.02	2697.32	2832.18	2973.78	3122.49	3278.59
627.0	14.0611	14.7642	15.5024	16.2775	17.0914	1124.89	1181.14	1240.19	1302.20	1367.31	2445.62	2567.92	2696.30	2831.11	2972.67
627.5	14.4124	15.1330	15.8897	16.6842	17.5184	1152.99	1210.64	1271.18	1334.74	1401.47	2506.72	2632.05	2763.67	2901.86	3046.94
628.0	14.7642	15.5024	16.2775	17.0914	17.9460	1181.14	1240.19	1302.20	1367.31	1435.68	2567.92	2696.30	2831.11	2972.67	3121.31
628.5	15.1330	15.8897	16.6842	17.5184	18.3943	1210.64	1271.18	1334.74	1401.47	1471.54	2632.05	2763.67	2901.86	3046.94	3199.28
629.0	15.5024	16.2775	17.0914	17.9460	18.8433	1240.19	1302.20	1367.31	1435.68	1507.46	2696.30	2831.11	2972.67	3121.31	3277.37
629.5	15.8897	16.6842	17.5184	18.3943	19.3140	1271.18	1334.74	1401.47	1471.54	1545.12	2763.67	2901.86	3046.94	3199.28	3359.25
630.0	16.2775	17.0914	17.9460	18.8433	19.7855	1302.20	1367.31	1435.68	1507.46	1582.84	2831.11	2972.67	3121.31	3277.37	3461.25
630.5	16.6842	17.5184	18.3943	19.3140	20.2797	1334.74	1401.47	1471.54	1545.12	1622.38	2901.86	3046.94	3199.28	3359.25	3527.22
631.0	17.0914	17.9460	18.8433	19.7855	20.7748	1367.31	1435.68	1507.46	1582.84	1661.98	2972.67	3121.31	3277.37	3441.25	3613.31

SCHEDULE D
 MANAGEMENT AND
 CONFIDENTIAL-TECHNICAL

CITY OF MOESTO
 SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 84/85
 EFFECTIVE 10/02/84

RANGE	HOURLY					BI-WEEKLY					MONTHLY				
	A	B	C	D	E	A	B	C	D	E	A	B	C	D	E
631.5	17.5184	18.3943	19.3140	20.2797	21.2937	1401.47	1471.54	1545.12	1622.38	1703.50	3046.94	3199.28	3359.25	3527.22	3703.58
632.0	17.9460	18.8433	19.7855	20.7748	21.8135	1435.68	1507.46	1582.84	1661.98	1745.08	3121.31	3277.37	3441.25	3613.31	3793.98
632.5	18.3943	19.3140	20.2797	21.2937	22.3584	1471.54	1545.12	1622.38	1703.50	1788.67	3199.28	3359.25	3527.22	3703.58	3888.75
633.0	18.8433	19.7855	20.7748	21.8135	22.9042	1507.46	1582.84	1661.98	1745.08	1832.34	3277.37	3441.25	3613.31	3793.98	3983.69
633.5	19.3140	20.2797	21.2937	22.3584	23.4783	1545.12	1622.38	1703.50	1788.67	1878.10	3359.25	3527.22	3703.58	3888.75	4083.18

OFFICIAL RATE=HOURLY RATE & BI-WEEKLY RATE
 ACTUAL BI-WEEKLY SALARY=HOURLY RATE X 80
 MONTHLY SALARY = BI-WKLY RATE X 2.1741

SCHEDULE E
CONFIDENTIAL-CLERICAL

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 84/85
EFFECTIVE 6/26/84

RANGE	HOURLY					BI-WEEKLY					MONTHLY				
	A	B	C	D	E	A	B	C	D	E	A	B	C	D	E
413.1	6.1223	6.4284	6.7498	7.0873	7.4417	489.78	514.27	539.98	566.98	595.34	1064.83	1118.07	1173.97	1232.67	1294.33
413.6	6.2752	6.5890	6.9185	7.2644	7.6276	502.02	527.12	553.48	581.15	610.21	1091.44	1146.01	1203.32	1263.48	1326.66
414.1	6.4284	6.7498	7.0873	7.4417	7.8138	514.27	539.98	566.98	595.34	625.10	1118.07	1173.97	1232.67	1294.33	1359.03
414.6	6.5890	6.9185	7.2644	7.6276	8.0090	527.12	553.48	581.15	610.21	640.72	1146.01	1203.32	1263.48	1326.66	1392.99
415.1	6.7498	7.0873	7.4417	7.8138	8.2045	539.98	566.98	595.34	625.10	656.36	1173.97	1232.67	1294.33	1359.03	1426.99
415.6	6.9185	7.2644	7.6276	8.0090	8.4095	553.48	581.15	610.21	640.72	672.76	1203.32	1263.48	1326.66	1392.99	1462.65
416.1	7.0873	7.4417	7.8138	8.2045	8.6147	566.98	595.34	625.10	656.36	689.18	1232.67	1294.33	1359.03	1426.99	1498.35
416.6	7.2644	7.6276	8.0090	8.4095	8.8300	581.15	610.21	640.72	672.76	706.40	1263.48	1326.66	1392.99	1462.65	1535.78
417.1	7.4417	7.8138	8.2045	8.6147	9.0454	595.34	625.10	656.36	689.18	723.63	1294.33	1359.03	1426.99	1498.35	1573.24
417.6	7.6276	8.0090	8.4095	8.8300	9.2715	610.21	640.72	672.76	706.40	741.72	1326.66	1392.99	1462.65	1535.78	1612.57
418.1	7.8138	8.2045	8.6147	9.0454	9.4977	625.10	656.36	689.18	723.63	759.82	1359.03	1426.99	1498.35	1573.24	1651.92
418.6	8.0090	8.4095	8.8300	9.2715	9.7351	640.72	672.76	706.40	741.72	778.81	1392.99	1462.65	1535.78	1612.57	1693.21
419.1	8.2045	8.6147	9.0454	9.4977	9.9726	656.36	689.18	723.63	759.82	797.81	1426.99	1498.35	1573.24	1651.92	1734.52
419.6	8.4095	8.8300	9.2715	9.7351	10.2219	672.76	706.40	741.72	778.81	817.75	1462.65	1535.78	1612.57	1693.21	1777.87
420.1	8.6147	9.0454	9.4977	9.9726	10.4712	689.18	723.63	759.82	797.81	837.70	1498.35	1573.24	1651.92	1734.52	1821.24
420.6	8.8300	9.2715	9.7351	10.2219	10.7330	706.40	741.72	778.81	817.75	858.64	1535.78	1612.57	1693.21	1777.87	1866.77
421.1	9.0454	9.4977	9.9726	10.4712	10.9948	723.63	759.82	797.81	837.70	879.58	1573.24	1651.92	1734.52	1821.24	1912.29
421.6	9.2715	9.7351	10.2219	10.7330	11.2697	741.72	778.81	817.75	858.64	901.58	1612.57	1693.21	1777.87	1866.77	1960.13
422.1	9.4977	9.9726	10.4712	10.9948	11.5445	759.82	797.81	837.70	879.58	923.56	1651.92	1734.52	1821.24	1912.29	2007.91
422.6	9.7351	10.2219	10.7330	11.2697	11.8332	778.81	817.75	858.64	901.58	946.66	1693.21	1777.87	1866.77	1960.13	2058.13
423.1	9.9726	10.4712	10.9948	11.5445	12.1217	797.81	837.70	879.58	923.56	969.74	1734.52	1821.24	1912.29	2007.91	2108.31
423.6	10.2219	10.7330	11.2697	11.8332	12.4249	817.75	858.64	901.58	946.66	993.99	1777.87	1866.77	1960.13	2058.13	2161.03

OFFICIAL RATE=HOURLY RATE & BI-WEEKLY RATE
 ACTUAL BI-WEEKLY SALARY=HOURLY RATE X 80
 MONTHLY SALARY = BI-WKLY RATE X 2.1741

EXHIBIT E

Schedule F
 Unclassified Management and
 Council Appointees

CITY OF MODESTO
 SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR THE FY 84-85
 Effective June 26, 1984

<u>Council Appointed</u>	<u>Rate</u>	<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>	<u>E</u>
City Manager	Hourly					32.9272
	Biweekly					2,634.18
	Monthly					5,726.97
City Attorney	Hourly					28.5442
	Biweekly					2,283.54
	Monthly					4,964.64
City Clerk and Auditor	Hourly	15.3176	16.0835	16.8877	17.7321	18.6187
	Biweekly	1,225.41	1,286.68	1,351.02	1,418.57	1,489.50
	Monthly	2,664.16	2,797.37	2,937.25	3,084.11	3,238.32
<u>Unclassified Management</u>						
Deputy City Manager	Hourly	22.9587	24.1066	25.3119	26.5775	27.9064
	Biweekly	1,836.70	1,928.53	2,024.95	2,126.20	2,232.51
	Monthly	3,993.17	4,192.82	4,402.44	4,622.57	4,853.70
Director of Engineering Services	Hourly	20.3434	21.3606	22.4286	23.5500	24.7275
	Biweekly	1,627.47	1,708.85	1,794.29	1,884.00	1,978.20
	Monthly	3,538.28	3,715.21	3,900.97	4,096.00	4,300.80
Director of Finance	Hourly	20.3434	21.3606	22.4286	23.5500	24.7275
	Biweekly	1,627.47	1,708.85	1,794.29	1,884.00	1,978.20
	Monthly	3,538.28	3,715.21	3,900.97	4,096.00	4,300.80
Director of Management Services	Hourly	20.3434	21.3606	22.4286	23.5500	24.7275
	Biweekly	1,627.47	1,708.85	1,794.29	1,884.00	1,978.20
	Monthly	3,538.28	3,715.21	3,900.97	4,096.00	4,300.80
Director of Parking and Traffic	Hourly	20.3434	21.3606	22.4286	23.5500	24.7275
	Biweekly	1,627.47	1,708.85	1,794.29	1,884.00	1,978.20
	Monthly	3,538.28	3,715.21	3,900.97	4,096.00	4,300.80

SCHEDULE F - Page 2
 Unclassified Management and
 Council Appointees
 Salary Ranges Effective June 26, 1984

	<u>Rate</u>	<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>	<u>E</u>
<u>Unclassified Management (Cont'd.)</u>						
Director of Parks and Recreation	Hourly	20.8916	21.9362	23.0330	24.1846	25.3938
	Biweekly	1,671.33	1,754.90	1,842.64	1,934.77	2,031.50
	Monthly	3,633.64	3,815.33	4,006.08	4,206.38	4,416.68
Director of Planning and Community Development	Hourly	20.3434	21.3606	22.4286	23.5500	24.7275
	Biweekly	1,627.47	1,708.85	1,794.29	1,884.00	1,978.20
	Monthly	3,538.28	3,715.21	3,900.97	4,096.00	4,300.80
Director of Utility Services	Hourly	20.3805	21.3995	22.4695	23.5930	24.7726
	Biweekly	1,630.44	1,711.96	1,797.56	1,887.44	1,981.81
	Monthly	3,544.74	3,721.97	3,908.08	4,103.48	4,308.65
Fire Chief	Hourly	20.3805	21.3995	22.4695	23.5930	24.7726
	Biweekly	1,630.44	1,711.96	1,797.56	1,887.44	1,981.81
	Monthly	3,544.74	3,721.97	3,908.08	4,103.48	4,308.65
Chief of Police	Hourly	22.2911	23.4057	24.5760	25.8048	27.0950
	Biweekly	1,783.29	1,872.46	1,966.08	2,064.38	2,167.60
	Monthly	3,877.05	4,070.92	4,274.45	4,488.17	4,712.58

SCHEDULE G
"Y" RATES

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 84/85
EFFECTIVE 6/26/84

HOURLY

BI-WEEKLY

MONTHLY

RANGE	HOURLY					BI-WEEKLY					MONTHLY				
	A	B	C	D	E	A	B	C	D	E	A	B	C	D	E
718.5	8.5136	8.9393	9.3863	9.8556	10.3484	681.09	715.14	750.90	788.45	827.87	1480.76	1554.79	1632.53	1714.17	1799.87
719.5	8.9393	9.3863	9.8556	10.3484	10.8658	715.14	750.90	788.45	827.87	869.26	1554.79	1632.53	1714.17	1799.87	1889.86
720.5	9.3863	9.8556	10.3484	10.8658	11.4091	750.90	788.45	827.87	869.26	912.73	1632.53	1714.17	1799.87	1889.86	1984.37
721.5	9.8556	10.3484	10.8658	11.4091	11.9796	788.45	827.87	869.26	912.73	958.37	1714.17	1799.87	1889.86	1984.37	2083.59
722.5	10.3484	10.8658	11.4091	11.9796	12.5786	827.87	869.26	912.73	958.37	1006.29	1799.87	1889.86	1984.37	2083.59	2187.78

OFFICIAL RATE=HOURLY RATE & BI-WEEKLY RATE
 ACTUAL BI-WEEKLY SALARY=HOURLY RATE X 80
 MONTHLY SALARY = BI-WKLY RATE X 2.1741

EXHIBIT G

CITY OF MODESTO
 ALPHABETICAL LISTING OF CLASSIFICATIONS IN CITY SERVICE
 1984-85
 (Effective 6-26-84)

<u>Range No.</u>	<u>Title of Classification</u>	<u>Range No.</u>	<u>Title of Classification</u>
115.0	Account Clerk	429.0	Chief Electrician
122.0	Accountant I	N/A	Chief of Police
426.0	Accountant II	426.5	Chief of Survey Party
119.5	Accounting Technician	N/A	City Attorney
123.0	Accounts Examiner	N/A	City Clerk and Auditor
426.0	Administrative Analyst	N/A	City Manager
422.0	Administrative Assistant	117.5	Civil Engineering Technician I
429.0	Airport Manager	120.5	Civil Engineering Technician II
424.5	Airport Maintenance Supervisor	123.5	Civil Engineering Technician III
116.5	Animal Control Officer I	126.5	Civil Engineering Technician IV
118.5	Animal Control Officer II	114.0	Clerk Typist
426.5	Arborist	414.1	Clerk Typist (Confidential)
633.0	Assistant Chief of Police	124.0	Coach Mechanic
432.0	Assistant City Attorney I	419.5	Claims Representative
435.0	Assistant City Attorney II	119.5	Code Enforcement Specialist
421.5	Assistant City Clerk	424.0	Collections Supervisor
429.0	Assistant Civil Engineer	120.5	Community Service Officer
433.0	Assistant Director of Parks & Recreation	116.5	Computer Operator
122.5	Assistant Electrician	125.0	Construction Inspector
426.0	Assistant Planner	427.0	Cost Analyst
428.0	Assistant Property Agent	123.0	Crime Analyst
124.0	Assistant Public Services Officer		
427.0	Assistant Risk Manager	114.5	Data Entry Operator
426.0	Assistant Shop Supervisor	429.0	Data Processing Manager
433.0	Assistant to the City Manager	427.0	Deputy City Attorney I
432.0	Associate Civil Engineer	429.0	Deputy City Attorney II
429.0	Associate Planner	N/A	Deputy City Manager
		312.0	Detective
419.5	Benefits Technician	N/A	Director of Engineering Services
426.0	Budget Accountant	N/A	Director of Finance
122.0	Building Inspector I	N/A	Director of Management Services
125.0	Building Inspector II	N/A	Director of Parking and Traffic
426.5	Building Maintenance Supervisor	N/A	Director of Parks and Recreation
120.5	Building Maintenance Worker	N/A	Director of Planning and Community Development
		N/A	Director of Utility Services
434.0	Chief Building Official	117.5	Drafting Technician

<u>Range No.</u>	<u>Title of Classification</u>	<u>Range No.</u>	<u>Title of Classification</u>
426.5	Electrical Supervisor	426.0	Landscape Designer
118.5	Electrical Technician I	126.0	Lead Coach Mechanic
120.5	Electrical Technician II	124.0	Lead Equipment Mechanic
124.5	Electrician	418.1	Legal Secretary
127.0	Engineering Computer Programmer	423.5	Legal Services Supervisor
122.5	Equipment Crew Leader	420.5	Legal Services Technician
122.0	Equipment Mechanic		
120.5	Equipment Operator	120.5	Maintenance Mechanic
119.0	Equipment Service Worker	120.5	Maintenance Mechanic - Pumps
118.5	Evidence and Property Specialist	113.5	Maintenance Worker Trainee
420.1	Executive Secretary	116.5	Maintenance Worker I
424.0	Executive Assistant	118.5	Maintenance Worker II
		120.5	Meter Reader/ Repair Worker
430.0	Finance Division Manager	112.5	Microfilm & Graphics Technician
529.0	Fire Battalion Chief	120.5	Motor Sweeper Operator
N/A	Fire Chief	424.0	Museum Supervisor
211.0	Fire Engineer		
123.0	Fire Equipment Mechanic	122.5	Nursery Propagator
210.0	Fire Fighter		
208.0	Fire Fighter Trainee	109.5	Office Aide
213.0	Fire Lieutenant	112.0	Office Clerk
123.5	Fire Prevention Technician	122.5	Office Services Supervisor
426.0	Historical Buildings Supervisor	122.5	Parking and Traffic Crew Leader
120.5	Housing Conservationist	429.0	Parking and Traffic Superintendent
122.0	Housing Financial Specialist	120.5	Parking Meter Worker
432.0	Housing Program Officer	120.5	Parks Crew Leader
122.0	Housing Rehabilitation Specialist I	720.5	Parks Crew Leader (Y Rate)
125.0	Housing Rehabilitation Specialist II	424.5	Parks Maintenance Supervisor I
		426.5	Parks Maintenance Supervisor II
122.0	Industrial Waste Inspector I	429.0	Parks Superintendent
125.0	Industrial Waste Inspector II	421.5	Payroll Technician
		432.0	Personnel Manager
116.5	Janitor	421.5	Personnel Technician
122.5	Janitor Supervisor	126.5	Plan Review Engineer
126.0	Junior Civil Engineer	426.5	Plan Review Engineer (MGT Benefits)
		117.5	Planning Technician I
122.5	Laboratory Technician	120.5	Planning Technician II
113.5	Laborer (Unclassified)	123.5	Planning Technician III

<u>Range No.</u>	<u>Title of Classification</u>	<u>Range No.</u>	<u>Title of Classification</u>
122.5	Plant Mechanic	119.5	Senior Computer Operator
424.5	Plant Mechanical Maintenance Supervisor	115.5	Senior Microfilm & Graphics Technician
632.0	Police Captain	416.5	Senior Personnel Clerk
114.0	Police Clerk	423.5	Senior Personnel Technician
630.0	Police Lieutenant	116.0	Senior Police Clerk
308.0	Police Officer (Trainee Step)	118.5	Senior Printing Services Operator
310.0	Police Officer	120.5	Senior Storeskeeper
425.0	Police Records Supervisor	123.0	Senior Wastewater Treatment Plant Operator
628.0	Police Sergeant	417.1	Senior Word Processing Technician
429.0	Principal Management Analyst	429.0	Shop Supervisor
432.0	Principal Planner	123.5	Social Services Coordinator
115.5	Printing Services Operator	423.5	Social Services Coordinator (MGT Benefits)
113.5	Printing Services Trainee	115.0	Stenographer Clerk
123.0	Programmer Analyst I	118.5	Storeskeeper
126.0	Programmer Analyst II	120.5	Street Trees Crew Leader
426.0	Programmer Analyst (Finance)	428.5	Supervising Building Inspector
430.0	Property Agent	428.0	Supervising Construction Inspector
116.5	Property Control Aide	428.0	Supervising Housing Rehabilitation Specialist
427.0	Public Services Officer		
120.5	Public Works Line Worker	429.0	Transit Manager
424.5	Public Works Supervisor I	120.5	Tree Trimmer
426.5	Public Works Supervisor II	720.5	Tree Trimmer (Y-Rate)
124.0	Purchasing Assistant	122.5	Tree Trimmer Crew Leader
430.0	Purchasing Officer		
		424.5	Warehouse Supervisor
112.5	Receptionist	118.5	Wastewater Treatment Plant Attendant
429.0	Recreation Superintendent	120.5	Wastewater Treatment Plant Operator
426.0	Recreation Supervisor	426.5	Wastewater Treatment Plant Supervisor
432.0	Risk Manager	432.0	Water Quality Control Superintendent
		422.0	Word Processing Supervisor
424.5	Secondary Treatment Site Supervisor	115.0	Word Processing Technician
418.1	Secretary	114.0	Word Processing Trainee
117.0	Senior Account Clerk		
428.0	Senior Accountant	125.0	Zoning Inspector
126.5	Senior Building Inspector		
426.0	Senior Buyer		

Totals: 13 City Manager, Department Heads
184 Other

A RESOLUTION AMENDING THE ANNUAL BUDGET OF THE CITY OF MODESTO FOR FISCAL YEAR 1984-85 TO AMEND THE GENERAL FUND (FUND NO. 01) TO PROVIDE FOR A LOAN OF \$640,000 TO THE REDEVELOPMENT AGENCY OF THE CITY OF MODESTO (RDA).

WHEREAS, the Council of the City of Modesto activated the Redevelopment Agency of the City of Modesto (RDA) by Ordinance No. 2143-C.S., which became effective October 21, 1982, and

WHEREAS, the City of Modesto and the RDA entered into a Cooperation Agreement dated October 26, 1982 that allows the City to advance funds to the RDA, and

WHEREAS, said RDA needs an advance from the City of Modesto to finance architectural costs for redevelopment projects, and

WHEREAS, it is necessary to amend the Annual Budget of the City of Modesto for fiscal year 1984-85 to amend the General Fund (Fund No. 01) to provide for the advance of \$640,000 to the RDA,

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

1. The amount of \$1,827,500 now appropriated in account 61.09/8911, Reserve for Convention Center of the General Fund (Fund No. 01) be reduced \$640,000 to \$1,187,500.
2. That a loan of \$640,000 is made to the RDA from the General Fund (Fund No. 01).
3. That said loan shall earn interest of 12 percent per annum from the date(s) of loan proceeds disbursement to the RDA.
4. That disbursement of the loan proceeds shall be made as required by the RDA and approved by the Director of Finance.

5. That repayment of said loan, principal and interest, shall be made to the City of Modesto in accordance with the provisions of the Cooperation Agreement between the City of Modesto and the RDA dated October 26, 1982.

BE IT FURTHER RESOLVED that the Director of Finance is hereby authorized to take the necessary steps to implement the provisions of this resolution effective July 1, 1984.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside

NOES: Councilmembers: Acting Mayor Patterson

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-440

A RESOLUTION APPOINTING MEMBERS OF THE BOARD OF DIRECTORS FOR CURTAINS UP '88

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions;

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

SECTION 1. The following persons ^{are} / hereby appointed to the Board of Directors for Curtains Up '88:

Dr. Delmar Tonge, Chairman	Dr. Walsh Conmy
Mrs. Colleen Bare	Mr. Stan Little
Mr. Rudy Bonzi	Mr. Ronald Stone
Mrs. Marian Bradford	

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed members of the Board of Directors for Curtains Up '88 and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-441

A RESOLUTION APPROVING THE CHARGE FOR CURTAINS UP '88

WHEREAS, the City Council deems it desirable to adopt a charge regarding Curtains Up '88 for the Board of Directors of Curtains Up '88 to follow

BE IT HEREBY RESOLVED that the City Council of the City of Modesto does hereby adopt the charge entitled, "Curtains Up '88 Charge" as follows:

CURTAINS UP '88 CHARGE

Modesto is about to begin construction of its long awaited Community Center. The first phase will be the Conference Center. The second phase included two public theatres.

Curtains Up '88 is hereby charged with organizing and conducting a fund raising drive to raise funds for the construction of the theatres and advise the City on appropriate means of donor recognition.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1984, by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-442

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR
PLANNED-DEVELOPMENT ZONE, P-D (357).

WHEREAS, a verified application for an amendment to Section
24-3-9 of the Zoning Map was filed by Trans-World Financial Corp.,
Inc. on May 14, 1984, to
reclassify from Medium Density Residential Zone, R-2,
to Planned-Development Zone, P-D, the following described property:

R-2 to P-D

Lots 9, 10, 11, 12, 13, 14, 15, and 16 of Blocks 1734 of Orangeburg Plaza
No. 2 Subdivision recorded in Volume 30 of Maps, at Page 23, Stanislaus
County Records, lying in Section 24, Township 3 South, Range 9 East, Mount
Diablo Base and Meridian.

Including also the westerly 50 feet of Claus Road and the southerly 35
feet of East Orangeburg Avenue adjacent to the above described property.

WHEREAS, after public hearing held on June 4, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The number of dwelling units proposed does not exceed that allowed by the existing R-2 zoning.
2. The attached garages on the property lines will allow a better land utilization and will screen unit entrances from Claus Road, a major street.

WHEREAS, after a public hearing held on July 3, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Trans-World Financial Corp., Inc. for a Planned-Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth above, and

WHEREAS, the Council has introduced Ordinance No. 2272-C.S. on the 3rd day of July, 1984, reclassifying the above-described property from Medium Density Residential Zone, R-2. to Planned-Development Zone, P-D (357).

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

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned
Development Zone, P-D(357) is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan (and floor plans) titled "Orangeburg Plaza No. 2" as amended in red, stamped approved by the Planing Commission on June 4, 1984.
2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation in accordance with Section 10-2.1515 of the Modesto Municipal Code.
3. Fencing shall be constructed prior to occupancy and shall be as follows:
 - a. Six-foot board fence with decorative masonry pilasters along the south line of the development.
 - b. Seven-foot solid wall or fence around all private patios.
4. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.
5. Trash cans shall be screened from view from any public street in accordance with the approved plot plan.
6. All utilities shall be underground and cable television service shall be stubbed into all units.
7. All signs shall comply with the sign requirements of the R-2 Zone.
8. Prior to the issuance of a building permit for any structure, a subdivision map shall be recorded.
9. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.
10. The applicant shall record a "Notice of Conditions" in the Stanislaus County Recorder's Office on a form available in the Planning and Community Development Department.
11. Prior to issuance of building permits, reciprocal easements for common driveways between triplexes shall be established in a form to be approved by the City Attorney.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D (357):

The entire construction program be accomplished in one phase, construction to begin on or before June 4, 1986, and completion to be not later than June 4, 1987.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-mentioned development plan shall be made in accordance with the provisions of Section 10-2.2708 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 27 of Title X of the Modesto Municipal Code relating to Planned-Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned-Development Zone, P-D (357) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of July, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

APPROVED AS TO DESCRIPTION:

By William J. Smith
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 84-443

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 24-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (TRANS-WORLD FINANCIAL CORP., INC.)

WHEREAS, on July 3, 19 84, the City Council introduced Ordinance No. 2272-C.S. giving approval to a project relating to an amendment to Section Map 24-3-9 of the Zoning Map of the City of Modesto to reclassify certain property from Medium Density Residential Zone, R-2, to Planned Development Zone, P-D(357)

_____ , and
WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 24-3-9 of the Zoning Map of the City of Modesto to reclassify certain property from Medium Density Residential Zone, R-2, to Planned Development Zone, P-D(357)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of July, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-444

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE SLURRY SEAL OF VARIOUS CITY STREETS, 1983-84

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

SECTION 1. The plans and specifications for the slurry seal of various
City streets, 1983-84

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on July 24, 1984, at 11:00 a.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 3rd day of July, 1984,
by Councilmember Sutton, who moved its adoption, which motion
being duly seconded by Councilmember Muratore, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-445

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE SCENIC AND CLAUS WATERLINE EXTENSION

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

SECTION 1. The plans and specifications for the Scenic and Claus
waterline extension

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on July 24, 1984, at 11:05 a.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 3rd day of July, 1984,
by Councilmember Sutton, who moved its adoption, which motion
being duly seconded by Councilmember Muratore, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-446

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE INTERIOR PAINTING OF THE MCHENRY MANSION

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

SECTION 1. The plans and specifications for the interior painting of the McHenry Mansion

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on July 24, 1984, at 11:10 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of July, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:



NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-447

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR FURNISHING ONE AERIAL LIFT TRUCK

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

SECTION 1. The plans and specifications for the purchase of one aerial lift truck

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on July 31, 1984, at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of July, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-448

A RESOLUTION ACCEPTING THE BID OF THE FLINTKOTE COMPANY FOR OVERLAY OF VARIOUS CITY STREETS, 1984-85

WHEREAS, Resolution No.84-326, adopted by the Council of the City of Modesto on June 5, 1984, approved the plans and specifications for the overlay of various City streets, 1984-85 and authorized the calling for bids; and

WHEREAS, the bids received for the overlay of various City streets, 1984-85

were opened at 11:00 a.m. on June 26, 1984, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of The Flintkote Company in the amount of \$279,960 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of The Flintkote Company in the amount of \$279,960 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of July, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-449

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE WATERLINE STRENGTHENING PROJECT ON "H" STREET FROM 12TH STREET TO 15TH STREET

WHEREAS, a report has been filed by the Director of Engineering that the construction of the waterline strengthening project on "H" Street from 12th Street to 15th Street has been completed by Joe Martin Pipeline

in accordance with the contract agreement dated April 10, 1984.

NOW, THEREFORE, BE IT RESOLVED that the construction of the waterline strengthening project on "H" Street from 12th Street to 15th Street be accepted from said contractor, Joe Martin Pipeline;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$28,168 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of July, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-450

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF ONE EQUIPMENT TRAILER FROM SWENSON STEEL PRODUCTS COMPANY

WHEREAS, as authorized by Resolution 84-311, bids were opened June 19, 1984 for furnishing one equipment trailer requested by the Fire Department; and

WHEREAS, from several manufacturers and distributors contacted in Northern California, only Swenson Steel Products Company responded to call for bids, but failed to provide a bid bond with their proposal; and

WHEREAS, because no other bids were received for the trailer and the price submitted by Swenson is well within City estimates, it is the recommendation of staff that the Council reject the sole bid submitted by Swenson Steel Products Company on the basis that the company did not comply with City specifications and that further bid attempts be waived.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of one equipment trailer is hereby waived.

BE IT FURTHER RESOLVED that purchase of one equipment trailer from Swenson Steel Products Company for the total price of \$10,468 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of July, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-451

A RESOLUTION APPROVING THE FINAL MAP OF THE
THE VINEYARD NO. 3
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Bright Development, a California corporation

is (~~are~~) possessed of a tract of land situate in the City of Modesto,
County of Stanislaus, consisting of 6.42 acres, known as the
VINEYARD NO. 3 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the
Planning Commission of the City of Modesto on the 6th day of
June, 1984, and

WHEREAS, the Secretary of the Planning Commission of the
City of Modesto has certified that the final map of said tract
substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified
that the final map of said THE VINEYARD NO. 3
Subdivision meets all of the provisions of the California Subdivision
Map Act and the provisions of the Modesto Municipal Code relating to
subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of
Modesto that said final map be approved; that the streets, alleys and

easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the obligations set forth in Section 66499.3 of the Government Code of the State of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be authorized to execute and attest, respectively, an agreement with subdividers as required by Section 4-4.604 (c) of the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of July, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Council-

member Muratore , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-452

A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN AN APPLICATION FOR RENTAL REHABILITATION GRANT FUNDS FOR FISCAL YEAR 1984-85

BE IT RESOLVED by the Council of the City of Modesto that the submission of an application for Rental Rehabilitation Grant Funds for fiscal year 1984-85 for the purpose of:

1. \$78,000 for the rehabilitation of approximately 15 rental units;
2. Utilization of 15 Section 8 Housing Certificates provided for assisting lower income tenants;

as recommended by the Citizens Housing and Community Development Committee be, and hereby is, approved.

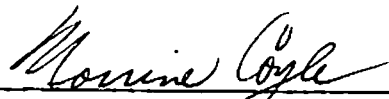
BE IT FURTHER RESOLVED that the execution of the application by the City's designated official, Garth Lipsky, City Manager, be and it is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of July, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-453**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND CALTRANS TO ACCEPT 90% FEDERAL HIGHWAY ADMINISTRATION GRANT TO INSTALL GUARD RAILS ON MORTON BOULEVARD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Caltrans to accept a 90% Federal Highway Administration grant to install guard rails on Morton Boulevard

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of July, 19 84, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-454

A RESOLUTION AMENDING THE ANNUAL BUDGET OF THE CITY OF MODESTO FOR FISCAL YEAR 1984-85 TO IMPLEMENT MEMORANDA OF UNDERSTANDING WITH CITY EMPLOYEES AND INCREASES IN EMPLOYEE SALARIES AND BENEFITS EFFECTIVE JUNE 26, 1984.

WHEREAS, the Council of the City of Modesto has approved Memoranda of Understanding with city employees and has authorized increases in employee salaries and benefits, effective June 26, 1984, and

WHEREAS, it is necessary to amend the Annual Budget of the City of Modesto for Fiscal Year 1984-85 to provide financing for said Memoranda of Understanding, and increases in employee salaries and benefits.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the following changes be made to the Annual Budget of the City of Modesto for Fiscal Year 1984-85 as set forth in the following exhibits:

1. Exhibit I - Appropriation Adjustment Relating to Employee Agreements and Memoranda of Understanding.
2. Exhibit II - City of Modesto, 1984-85 - Summary of Appropriations by Fund.
3. Exhibit III - City of Modesto, State Constitution Article XIII B Analysis (Proposition 4) 1984-85.

BE IT FURTHER RESOLVED that the Director of Finance is hereby authorized to take the necessary steps to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of July, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROPRIATION ADJUSTMENT RELATING TO EMPLOYEE AGREEMENTS
AND MEMORANDA OF UNDERSTANDING

Fund No.	Cost Center	Department or Cost Center Title	Salary & Wages Regular Acct. 110.00	Salary & Wages Part-time Acct. 120.00	Salary & Wages Overtime Acct. 130.00	Employee Benefits Acct. 188.00
<u>GENERAL FUND</u>						
01	0201	City Manager	\$ 8,040	\$ 958	\$ -	\$ 2,233
		Management Services:				
	0301	Dept. Admin. - Govt. Rel.	8,532	-	-	3,155
	0312	Citizens Information Services	4,931	-	-	1,843
	0322	Personnel	6,523	-	-	2,441
	0332	Word Processing	6,604	33	-	2,455
	0333	Microfilm and Records Center	1,160	-	-	437
	0352	Office Services	2,286	-	-	864
	0401	City Attorney	13,662	-	-	3,785
	0501	City Clerk and Auditor	4,453	-	-	1,370
		Finance:				
	1201	Dept. Administration	7,176	-	-	2,329
	1212	Treasury	2,462	-	-	764
	1221	Revenue and Budget	12,635	483	43	3,948
	1222	Accounting and Reporting	13,962	-	26	4,266
	1232	Purchasing	4,935	-	5	1,503
	1242	Data Services	7,695	-	12	2,291
	1401	Planning & Community Development	23,643	-	-	8,124
	1601	Parking & Traffic	14,836	383	8	7,191
		Fire:				
	1801	Dept. Administration	4,591	-	-	2,401
	1802	Disaster & Civil Defense	1,621	-	-	862
	1803	Training	1,010	-	-	908
	1822	Fire Prevention	6,137	-	225	4,777
	1832	Fire Suppression	108,177	-	2,121	96,868
		Police:				
	1901	Dept. Administration	11,086	-	47	3,051
	1921	Admin. Services	35,416	50	209	11,789
	1924	Stanislaus County Drug Enforcement Unit	4,542	-	718	1,069

APPROPRIATION ADJUSTMENTS RELATING TO EMPLOYEE AGREEMENTS
AND MEMORANDA OF UNDERSTANDING

Fund No.	Cost Center	Department or Cost Center Title	Salary & Wages Regular Acct. 110.00	Salary & Wages Part-time Acct. 120.00	Salary & Wages Overtime Acct. 130.00	Employee Benefits Acct. 188.00
<u>GENERAL FUND, Continued</u>						
		Police, continued:				
1941		Investigative Services	\$ 69,564	\$ -	\$ 2,236	\$ 17,731
1961		Field Operations	180,125	-	6,284	43,272
1964		Animal Control	2,317	-	20	784
		Parks & Recreation:				
3001		Dept. Administration	19,550	-	-	6,252
3112		Parks - Service & Repair	16,579	133	195	11,573
3113		Parks - Grounds Maint.	26,247	1,233	103	18,417
3212		Trees - Planting & Maint.	27,148	-	179	21,348
3213		Trees - Preservation	5,516	-	32	5,022
3311		Golf - General	1,439	-	-	1,003
3312		Golf - 9 Hole	3,116	-	207	2,405
3313		Golf - Dryden	5,052	326	348	4,086
3611		Cult. Prog. & Facility - General	1,404	-	-	1,113
3612		Cult. Prog. & Facility - Museum	1,273	222	-	1,011
3712		Recreation	3,999	12,342	-	3,183
3811		Misc. Facilities - General	3,771	-	-	3,388
3812		Misc. Facilities - King-Kennedy	3,653	-	-	2,801
		Engineering Services:				
4101		Dept. Administration	7,297	-	-	2,381
4112		Engineering	17,903	-	-	6,906
4212		Construction Administration	8,925	-	100	3,451
4412		Building Inspection	21,512	-	7	7,260
		Utility Services:				
4501		Dept. Administration	13,269	-	-	4,098
4512		Electrical	13,121	-	541	9,386
4612		Streets	26,602	-	364	18,560
4712		Street Cleaning	24,871	-	147	18,395
4912		City Hall	5,786	163	47	4,754
		Total General Fund (01)	\$826,154	\$ 16,326	\$ 14,224	\$389,304

APPROPRIATION ADJUSTMENTS RELATING TO EMPLOYEE AGREEMENTS
AND MEMORANDA OF UNDERSTANDING

EXHIBIT I
(Continued)

Fund No.	Cost Center	Department or Cost Center Title	Salary & Wages Regular Acct. 110.00	Salary & Wages Part-time Acct. 120.00	Salary & Wages Overtime Acct. 130.00	Employee Benefits Acct. 188.00
<u>HCDA TITLE I/HOUSING</u>						
11	1452	Housing & Comm. Develop.				
<u>PARKING</u>						
60	1682	Parking & Traffic	\$ 8,322	\$ 50	\$ -	\$ 2,856
<u>WATER (Utility Services)</u>						
61	5012	Water Division	\$ 1,638	\$ 728	\$ -	\$ 866
<u>SEWERAGE (Utility Services)</u>						
62	5212	Wastewater Collection	\$ 20,275	\$ -	\$ 809	\$ 17,776
	5213	Wastewater Treatment - Primary	\$ 15,074	\$ -	\$ 1,140	\$ 9,533
	5214	Wastewater Treatment - Secondary	17,159	-	67	9,983
	5215	Monitoring & Control	3,335	-	11	2,130
	5216	Treatment Plant Improvements Admin.	8,615	176	8	5,292
		Total Sewerage Fund	10,368	-	664	6,323
			\$ 54,551	\$ 176	\$ 1,890	\$ 33,261
<u>AIRPORT (Utility Services)</u>						
63	5412	Airport	\$ 6,811	\$ 603	\$ 10	\$ 4,424

APPROPRIATION ADJUSTMENTS RELATING TO EMPLOYEE AGREEMENTS
AND MEMORANDA OF UNDERSTANDING

(Continued)

Fund No.	Cost Center	Department or Cost Center Title	Salary & Wages Regular Acct. 110.00	Salary & Wages Part-time Acct. 120.00	Salary & Wages Overtime Acct. 130.00	Employee Benefits Acct. 188.00
<u>BUS SERVICE</u>						
65	1672	Parking & Traffic - Bus Service	\$ 2,829	\$ -	\$ -	\$ 1,406
	5612	Utility Services - Bus Maintenance	8,773	-	10	6,946
		Total Bus Service Fund	<u>\$ 11,602</u>	<u>\$ -</u>	<u>\$ 10</u>	<u>\$ 8,352</u>
<u>CENTRAL STORES (Finance)</u>						
71	1272	Central Stores	\$ 3,475	\$ 30	\$ 5	\$ 1,032
<u>SERVICE DIVISION (Utility Services)</u>						
72	5812	Main Shop	\$ 10,137	\$ -	\$ 45	\$ 6,914
	5813	Police Shop	3,525	-	105	2,524
		Total Service Division Fund	<u>\$ 13,662</u>	<u>\$ -</u>	<u>\$ 150</u>	<u>\$ 9,438</u>
<u>SELF INSURANCE (Management Services)</u>						
73	0372	Risk Management	\$ 5,223	\$ 500	\$ -	\$ 1,954
<u>TUOLUMNE RIVER REGIONAL PARK</u>						
89	3912	Parks & Recreation - Tuolumne River Park	\$ 4,856	\$ -	\$ 69	\$ 3,397
		TOTAL ALL FUNDS	<u>\$ 956,569</u>	<u>\$ 18,413</u>	<u>\$ 17,167</u>	<u>\$ 472,660*</u>

*Reflects employee benefit changes due to salary increases, health benefit increases, and adjustment in percentage of distribution.

APPROPRIATION ADJUSTMENTS RELATED TO EMPLOYEE AGREEMENTS
AND MEMORANDA OF UNDERSTANDING

Fund No.	Cost. Center	Acct. No.	Account Description	Amount
01	6202	407.00	Unemployment Insurance	\$ 1,277
	6202	422.00	Dental Insurance	57,084
	6202	423.00	Group Life - \$2,000	120
	6202	423.02	Group Life - \$10,000	37
	6202	423.03	Disability Insurance	12,705
	6202	424.01	Deferred Comp. - All Other	8,923
	6202	424.02	Deferred Comp. - City S/I Group Health	(3,900)
	6202	425.00	PERS - Employer Contribution	235,475
	6202	425.01	PERS - Employee Pickup	147,509
	6202	426.00	Group Health - Non S/I Plan	108,595
	6202	426.01	Physical Exam Management Employees	840
	6202	426.02	Group Health - City S/I Plan	13,674
	6202	427.00	Vision Care - Mgmt. & Confidential	3,556
				<u>\$ 585,895</u>
	6202	9429.00	Benefit Distribution	<u><u>\$(585,895)</u></u>
01	3112	226.00	Laundry & Cleaning	\$ 1,729
	3112	308.00	Field Supplies	143
	3113	226.00	Laundry & Cleaning	3,094
	3113	308.00	Field Supplies	255
	3212	226.00	Laundry & Cleaning	2,821
	3212	308.00	Field Supplies	233
	3213	226.00	Laundry & Cleaning	364
	3213	308.00	Field Supplies	30
	3312	226.00	Laundry & Cleaning	364
	3312	308.00	Field Supplies	30
	3313	226.00	Laundry & Cleaning	637
	3313	308.00	Field Supplies	53
89	3912	226.00	Laundry & Cleaning	637
	3912	308.00	Field Supplies	53
			Total Accounts 226 and 308	<u><u>\$ 10,443</u></u>

CITY OF MODESTO

EXHIBIT 11

1984-85

SUMMARY OF APPROPRIATIONS - BY FUND

<u>City of Modesto Funds</u>		<u>Operating</u>	<u>Capital</u>	<u>Total</u>
<u>General Fund</u>				
01	General	\$32,037,480	\$ 124,876	\$32,162,356
<u>Special Revenue Funds</u>				
05	Local Transportation	-	1,186,000	1,186,000
06	Traffic Safety	-	-	-
07	Special Gas Tax Street Improvement	-	1,499,000	1,499,000
09	Downtown Improvement District	101,213	107,000	208,213
11	HCDA Title I/Housing	499,525	50,000	549,525
13	Special Fund for Capital Outlays	-	2,310,000	2,310,000
14	Park	-	-	-
15	Parks & Recreation Facilities	-	-	-
17	State Parks & Recreation	-	-	-
18	McHenry Mansion Restoration	-	211,000	211,000
20	Special Revenue Sharing	-	-	-
<u>Enterprise Funds</u>				
60	Parking	188,072	-	188,072
61	Water	1,693,391	881,600	2,574,991
62	Sewer	3,037,192	41,770,736	44,807,928
63	Airport	310,913	4,453	315,366
64	Special Aviation	-	296,000	296,000
65	Bus Service	2,734,962	367,600	3,102,562
<u>Agency Funds</u>				
89	Tuolumne River Regional Park	375,174	744,310	1,119,484
90	Redevelopment Agency	35,300	-	35,300
Total City of Modesto		<u>\$41,013,222</u>	<u>\$49,552,575</u>	<u>\$90,565,797</u>
<u>Modesto Municipal Sewer District No. 1</u>				
27	1967 Sewer Bond Service	<u>\$ 448,100</u>	<u>\$ -</u>	<u>\$ 448,100</u>

062884

(PROPOSITION 4)1984-85#1 "APPROPRIATIONS SUBJECT TO LIMIT" CALCULATION:

Expenditure Appropriations	\$90,565,797	
Reserve Appropriations	<u>1,641,429</u>	
Total Appropriations		\$ 92,207,226
Deduct:		
Non Proceeds of Taxes	\$53,939,474	
Other Exempt Appropriations	1,293,043	
Reserve Withdrawals	<u>6,897,486</u>	
Appropriation Adjustments		<u>\$ 62,130,003</u>
Appropriations Subject to Limit (Tax Related Appropriations)		<u>\$ 30,077,223</u>

#2 "PROCEEDS OF TAX" CALCULATION:

Total Estimated Revenue		\$ 85,423,208
Deduct:		
Non Proceeds of Taxes	\$53,939,474	
Other Exempt Revenues	1,792,778	
Add:		
User Fees Classified as Tax Proceeds	<u>386,267</u>	
Revenue Adjustments		<u>(55,345,985)</u>
Proceeds of Taxes		\$ 30,077,223
Tax Related Appropriations (see above)		<u>30,077,223</u>
Excess Tax Proceeds		<u>\$ -</u>

#3 "APPROPRIATION LIMIT" CALCULATION:

1983-84 Appropriation Limit		\$ 66,586,915	
A. Adjustments:			
<u>Growth Factors</u>	<u>1983-84</u>	<u>1984-85</u>	<u>Ratio</u>
CPI (All Urban Index)			1.0474
Per Capita Income (State)			-
Population (Dept. of Finance, January 1)	117,941	122,855	x 1.0417 = <u>x 1.0911</u>
		Subtotal	<u>\$ 72,652,983</u>
B. Other Adjustments			
State Mandated Programs			\$ -
Annexations Involving Service Transfers			<u>18,840</u>
1984-85 Appropriation Limit		<u>\$ 72,671,823</u>	
1984-85 Appropriations Subject to the Limit		<u>\$ 30,077,223</u>	

MODESTO CITY COUNCIL
RESOLUTION NO. 84-455

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO
AUTHORIZING THE ISSUANCE, SALE AND
DELIVERY OF CITY OF MODESTO, CALIFORNIA
MULTI-FAMILY HOUSING REVENUE BONDS
1984 SERIES B (OAKHAVEN PROPERTIES PROJECT)
AND PROVIDING OTHER MATTERS
PROPERLY RELATING THERETO

RESOLVED, by the City Council of the City of Modesto, California, that:

WHEREAS, the City is a duly constituted charter city of the State of California and a city within the meaning of such term in Chapter 7 of Part 5 of Division 31 of the Health and Safety Code of the State of California (the "Act") and a political subdivision within the meaning of such term in the Internal Revenue Code of 1954, as amended (the "Code");

WHEREAS, the Act authorizes the City to issue revenue bonds for the purpose of financing the construction or development of multi-family rental housing and to make or purchase loans to persons, firms, corporations, partnerships or other entities for the purpose of developing or providing such multi-family rental housing;

WHEREAS, in furtherance of the purposes of the Act and as part of the City's plan of financing residential housing, the City proposes to issue \$2,500,000 aggregate principal amount of its revenue bonds designated "City of Modesto, California, Multi-Family Housing Revenue Bonds 1984 Series B" (Oakhaven Properties Project) (the "Bonds"), the proceeds of which shall be loaned to Oakhaven Properties (the "Developer") pursuant to a loan to be originated and serviced by Guarantee Savings, A Federal Savings and Loan Association ("Guarantee Savings") to finance the cost of a multi-family residential rental development (the "Project") to be located within the City of Modesto, California and occupied partially (at least 20 percent) by persons of low and moderate income, within the meaning of Section 103(b)(12)(C) of the Code, all for the public purpose of assisting persons of low and moderate income within the City to afford the costs of decent, safe and sanitary housing;

WHEREAS, the Bonds are proposed to be issued pursuant to and secured by an Indenture of Trust (the "Indenture") by and between the City and First Interstate Bank of California (the "Trustee");

WHEREAS, the City and the Developer propose to enter into a Project Loan Agreement (the "Project Loan Agreement"), providing, among other things, for the loan of the proceeds of the Bonds to the Developer;

WHEREAS, the City and Guarantee Savings propose to enter into a Loan Origination and Servicing Agreement (the "Servicing Agreement"), providing, among other things, for the origination and servicing of the loan of the proceeds of the Bonds to the Developer;

WHEREAS, in order to assure compliance with the Act and the Code, the City and the Developer propose to enter into a Regulatory Agreement and Declaration of Restrictive Covenants with respect to the Project (the "Regulatory Agreement");

WHEREAS, the City, the Trustee, the Developer and Guarantee Savings propose to enter into an agreement (the "Letter of Credit and Reimbursement Agreement") providing, among other things, for the payment of the principal and interest of the Bonds by periodic draws upon a letter of credit to be issued by Guarantee Savings, as provided in the Indenture, and in consideration of the issuance of such letter of credit, the City and Guarantee Savings propose to enter into an Assignment of Mortgage Security (the "Assignment of Mortgage Security") wherein the City shall assign to Guarantee Savings its interests in the loan documents therein described;

WHEREAS, Shearson Lehman/American Express Incorporated, as underwriters (the "Underwriters") with respect to the Bonds, have presented to this meeting a form of Bond Purchase Agreement (the "Purchase Agreement") and an Official Statement pertaining to the Bonds (the "Official Statement") for the consideration of the Council.

WHEREAS, the City has now determined to issue the Bonds and to enter into the Indenture to secure the Bonds by a pledge and assignment of the Loan Agreement, the Regulatory Agreement, and the various other funds, property and agreements more particularly described in the Indenture, including, without limitation, the rights accruing to the Bondowners under a surety bond to be issued by Fireman's Fund Insurance Company and its subsidiary, The American Insurance Company (the "Trust Estate");

WHEREAS, all things necessary to cause the Bonds, when authenticated by the Trustee and issued as in the Indenture provided, to be valid, binding and legal limited obligations of the City according to the import thereof, and to constitute the Indenture a valid assignment and pledge of the amounts pledged to the payment of principal of and interest on the Bonds and a valid pledge and assignment of the rights of the City in and to the Trust Estate have been undertaken and completed.

WHEREAS, there has been prepared for the City and reviewed by the City staff the various documents, instruments and agreements, all of which are necessary to the consummation of the transaction and which are hereinafter identified; and

WHEREAS, it appears that each of said documents, instruments and agreements may now be prepared in appropriate final form to be executed and delivered for the purpose intended;

NOW, THEREFORE, IT IS ORDERED as follows:

Section 1. Authorization of the Bonds. For the purpose of providing moneys with which to finance the Project, the City hereby determines to issue its Multi-Family Housing Revenue Bonds 1984 Series B (Oakhaven Properties Project), in the aggregate principal amount of \$2,500,000, maturing and bearing interest at the rates provided and subject to all of the terms and conditions to be set forth in the Purchase Agreement.

The Bonds shall be limited obligations of the City and shall be payable as to principal and interest, and the obligations of the City under the Indenture shall be paid and satisfied, solely from the revenues, receipts and other moneys and property pledged therefor under the Indenture.

Section 2. Approval of Indenture. To provide for the details of and to prescribe the terms and conditions upon which the Bonds are to be issued, secured, executed, authenticated and held, the City Manager is hereby authorized and directed to execute and the City Clerk is authorized to attest and to affix the official seal of the City to, and to deliver the Indenture to the Trustee in the appropriate final form with such changes and insertions as may be approved by the City Manager, so as to conform to the description thereof in the Purchase Agreement and the Official Statement upon advice of the City's Bond Counsel, such execution thereof to constitute conclusive evidence of the approval of such officers and of the City of all changes and insertions from the form of Indenture heretofore presented and reviewed.

Section 3. Approval of Various Instruments. Each of the following documents is hereby approved and the City Manager is authorized to execute and to affix the official seal of the City and to deliver each of the following documents in the appropriate final form with such changes and insertions as may be approved by the City Manager, so as to conform to the description thereof in the Purchase Agreement and the Official Statement upon advice of the City's Bond Counsel, such execution thereof to constitute conclusive evidence of the approval of such officers and of the City of all changes and insertions from the forms of such documents heretofore presented and reviewed:

- (a) The Purchase Agreement, subject to the following conditions:
 - i) Interest rate not to exceed 10-1/2%
 - ii) Discount not to exceed 3-1/2%;
- (b) The Regulatory Agreement;
- (c) The Project Loan Agreement;
- (d) The Servicing Agreement;
- (e) The Letter of Credit and Reimbursement; and
- (f) The Assignment of Mortgage Security.

Section 4. Approval of Official Statement. The Official Statement pertaining to the offer and sale of the Bonds and its use by the Underwriters in the offer and sale of the Bonds, is hereby approved and the Mayor is hereby authorized and directed to execute and deliver the Official Statement in the form presented to this meeting or with such changes and insertions as may be approved by the officer of the City executing the same, subject to the advice and counsel of the City's Underwriters and Bond Counsel, his execution thereof to constitute conclusive evidence of the approval by such officer and the City of all changes from the form of such Official Statement presented to this meeting, which form of Official Statement is hereby in all respects approved and incorporated by reference and made a part hereof.

Section 5. Authority to Consummate Transaction. The Mayor, the City Clerk, the City Manager and other proper officers of the City are hereby authorized and directed to execute and deliver any and all agreements, certifications and instruments and to do and cause to be done any and all acts and things necessary or proper for carrying out the transaction contemplated by this Resolution, including, without limitation, the delivery of the Bonds to the Underwriters in accordance with the provisions of the Purchase Agreement.

Section 6. Effective Date. This Resolution shall be effective upon its adoption.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of July, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:



City Clerk of the City of Modesto

APPROVED AS TO FORM



ELWYN JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-456

A RESOLUTION ACCEPTING IMPROVEMENTS IN DUTCHOLLOW NO. 2 SUBDIVISION AND
AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, Zagaris Management Services, subdividers of Dutchollow No. 2 Subdivision, have filed Subdivision Bond for faithful performance and labor and materials in the amount of \$226,900.00 and \$ 113,450.00 respectively to guarantee improvements in Dutchollow No. 2 Subd. ; and

WHEREAS, the Director of Public Works in a memorandum dated June 23, 1984, indicates that all work required by the subdivision agreement has been completed to the satisfaction of the Public Works Department; and

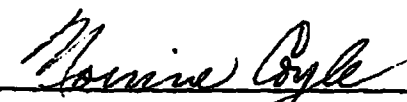
WHEREAS, the Director of Public Works has indicated that it would be in order for the City Council to accept the improvements in said subdivision as complete and authorize the City Clerk to file notice of completion and release the Subdivision Bonds upon expiration of the statutory period.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto:

1. The improvements in Dutchollow No. 2 Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Subdivision Bond for faithful performance in the amount of \$ 226,900.00 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the Subdivision Bond for labor and materials in the amount of \$113,450.00 upon expiration of the statutory period.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of July, 1984 by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-457

A RESOLUTION CERTIFYING TO THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS THE AMOUNT OF MONEY NEEDED BY THE CITY OF MODESTO FOR THE PAYMENT OF PRINCIPAL AND INTEREST ON BONDS OF THE MODESTO MUNICIPAL SEWER DISTRICT NO. 1

WHEREAS, pursuant to Section 4614.13 of the Health and Safety Code, notice is required to be given on or before the 15th day of July of each year by the City of Modesto to the Board of Supervisors of the County of Stanislaus of the amount of money needed to be raised through taxation for the payment of principal and interest on bonds of the Modesto Municipal Sewer District No. 1, and

WHEREAS, pursuant to Section 4614.13 of the Health and Safety Code, the City of Modesto has determined that the total amount needed by it for the payment of principal and interest on the bonds of the Modesto Municipal Sewer District No. 1 is \$447,600.00, and

WHEREAS, the City of Modesto desires that the Board of Supervisors of the County of Stanislaus levy and collect taxes upon the taxable property in said Modesto Municipal Sewer District No. 1 sufficient to raise the amount which is so certified, and that the County Auditor, in accordance with Section 4614.13, compute the rate of taxation needed to raise the sum of \$447,600.00 for the payment of principal and interest on the bonds of said district,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, in accordance with the above-mentioned Section 4614.13 of the Health and Safety Code, that it does hereby certify to the Board of Supervisors of the County of Stanislaus that the amount of \$447,600.00 is needed by the City of Modesto for the payment of principal and interest on the bonds of the Modesto Municipal Sewer District No. 1.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that it requires the Board of Supervisors of the County of Stanislaus to levy and collect taxes upon the taxable property in said Modesto Municipal Sewer District No. 1 sufficient to raise the amount of \$447,600.00 and that it requests the County Auditor of said county to compute the rate of taxation needed to raise the sum of \$447,600.00 for the payment of principal and interest on the bonds of said district.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of July, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-458**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
GENERAL REINSURANCE CORP. FOR EXCESS WORKERS' COMPENSATION INSURANCE FOR FISCAL
YEAR 1984-85**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and General Reinsurance
Corp. for excess workers' compensation insurance for fiscal year 1984-85 for an
estimated cost of \$9,500

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 3rd day of
July, 1984, by Councilmember Sutton,
who moved its adoption, which motion being duly seconded by Council-
member Muratore, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-459

A RESOLUTION AUTHORIZING THE SALE OF A SURPLUS BUILDING
LOCATED AT 1130 10TH STREET IN THE CITY OF MODESTO.

WHEREAS, the City Manager is authorized by Charter Section 801 to
sell surplus personal property of the City of Modesto with the approval of the
City Council, and

WHEREAS, the Council of the City of Modesto desires to authorize the
City Manager to sell a small building located at 1130 10th Street in the City
of Modesto by sealed bid to the highest bidder, which building has been
declared surplus to City needs,

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

1. That the City Manager is hereby authorized and directed to sell
the small building located at 1130 10th Street in the City of
Modesto, which is hereby found to be surplus property of the
City of Modesto.
2. That said building shall be sold by sealed bid to the highest
bidder.
3. That the sale shall be conducted by the City Manager or by such
person as he may select for this purpose.

4. If said building cannot be sold on a sealed bid basis as provided for above, it shall be disposed of in such manner as the City Manager deems to be in the best interest of the City.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of July, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-460**

**A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL
ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING
AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF
DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING
TO AN AMENDMENT TO SECTION MAP 22-3-9 OF THE ZONING MAP
OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED
THEREON.**

**WHEREAS, on July 10, 1984, the City Council
introduced Ordinance No. 2274-C.S. giving approval to a project relating
to an amendment to Section Map 22-3-9 of the Zoning Map of the City of Modesto
to reclassify certain property from Planned Development Zone, P-D(180), to
Low Density Residential Zone, R-1**

**WHEREAS, the City Council certifies that at said Council meeting it
reviewed and considered the findings of the City of Modesto Environmental Assessment
Committee which resulted in a negative declaration in regard to the environmental
impact of the subject project,**

**NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the Director of Planning and Community Development of the City of Modesto is
hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice
of Determination in regard to the environmental impact of the subject project
relating to an amendment to Section Map 22-3-9 of the Zoning Map of the City of
Modesto to reclassify certain property from Planned Development Zone, P-D(180),
to Low Density Residential Zone, R-1**

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of July, 1984, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-461

A RESOLUTION GRANTING AN UNCLASSIFIED USE PERMIT TO GRACE LUTHERAN CHURCH AND SCHOOL FOR A PAROCHIAL SCHOOL FOR 125 STUDENTS IN GRADES ONE THROUGH SIX UTILIZING EXISTING FACILITIES OF THE GRACE LUTHERAN CHURCH AT THE NORTHWEST CORNER OF WEST ORANGEBURG AVENUE AND ENSLEN AVENUE.

WHEREAS, an application for an Unclassified Use Permit was filed by Grace Lutheran Church and School on April 2, 1984, for a parochial school for students through grade seven to utilize existing church facilities at the northwest corner of West Orangeburg Avenue and Enslen Avenue, in the City of Modesto, and

WHEREAS, a public hearing was held by the Planning Commission on June 4, 1984, and thereafter continued to June 18, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearings evidence both oral and documentary was received and considered, and

WHEREAS, the Planning Commission found and determined that an Unclassified Use Permit for a parochial school for 125 students in grades one through six, but excluding the seventh grade as requested, is required by public necessity, convenience and general welfare, and recommended to the City Council that an Unclassified Use Permit for a parochial school for a maximum of 125 students, grades one through six, utilizing existing facilities of the Grace Lutheran Church, at the northwest corner of West Orangeburg Avenue and Enslen Avenue, in the City of Modesto, be granted for the following reasons:

1. A parochial school for grades one through six will be a good land use for this area at a density less than most of Modesto parochial schools.
2. The seventh grade should not be included since this would require more playground than is available on the site.

and

WHEREAS, said matter was set for public hearing before the Council of the City of Modesto in the Council Chambers located in the City Hall, 801 11th Street, Modesto, California, at 7:30 p.m. on July 10, 1984, and

WHEREAS, the Council certifies it has received and reviewed the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the proposed Unclassified Use Permit, and

WHEREAS, at said hearing, after evidence both oral and documentary was received and considered, the Council found and determined that the granting of an Unclassified Use Permit to Grace Lutheran Church and School for a parochial school for 125 students in grades one through six, utilizing existing facilities of the Grace Lutheran Church located at the northeast corner of West Orangeburg Avenue and Enslin Avenue, in the City of Modesto, as recommended by the Planning Commission, is required by public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 84-114, and quoted above,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that an Unclassified Use Permit be granted to Grace Lutheran Church and School for a parochial school for 125 students in grades one through six utilizing existing facilities of the Grace Lutheran Church located at the northwest corner of West Orangeburg Avenue and Enslin Avenue, in the City of Modesto, subject to the following conditions:

1. All development shall conform to the plot plan titled "Proposed Temporary Classroom - Grace Lutheran Church" as amended in red, stamped approved by the Board of Zoning Adjustment on August 27, 1981, and by the Planning Commission on June 18, 1984.
2. Fencing shall be constructed prior to occupancy and shall be as follows:

Six foot chain link fence around the perimeter of the playfield.
3. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.
4. The development shall be served by positive storm drainage as required by the Director of Engineering Services.
5. All signs shall comply with the sign requirements of the R-1 Zone.
6. Prior to occupancy of the parochial school, the applicant shall obtain certification from the Director of Parks and Recreation that the irrigation system generally conforms to City standards and/or any previously approved plans.
7. Prior to issuance of a building permit, the developer shall pay the City of Modesto the cost of planting street trees, the number as determined by the Director of Engineering Services.
8. The applicant shall record a "Notice of Conditions" in the Stanislaus County Recorder's Office on a form available in the Planning and Community Development Department.
9. Prior to occupancy, the applicant shall dedicate to the City a standard 10-foot corner cutoff at the intersection of the two alleys adjoining the church property, as required by the Director of Engineering Services.

BE IT FURTHER RESOLVED that failure to comply with the conditions set forth shall constitute grounds for revocation of this Unclassified Use Permit.

BE IT FURTHER RESOLVED that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of July, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-462

A RESOLUTION ADOPTING AN UPDATED HOUSING ELEMENT OF THE MODESTO URBAN AREA GENERAL PLAN, AND CERTIFYING COPIES THEREOF TO THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS, AND TO THE CITY COUNCILS OF THE CITIES OF CERES AND RIVERBANK.

WHEREAS, pursuant to the provisions of the Government Code of the State of California, the Modesto City Planning Commission is charged with the responsibility of recommending to the City Council a comprehensive, long-term general plan for physical development of the city and land outside its boundaries, which, in the Commission's judgment, relates to its planning, and

WHEREAS, a General Plan for the City of Modesto entitled "Modesto-Ceres-Empire Area General Plan", was recommended by the Modesto City Planning Commission and adopted by the Council of the City of Modesto by Resolution No. 59-33 on January 23, 1959, and

WHEREAS, thereafter the Planning Commission of the City of Modesto determined and found that amendments to said adopted General Plan of the City of Modesto and surrounding urban area were in the public interest, and said General Plan was amended by Modesto City Council resolutions:

- No. 65-695, adopted on December 27, 1965 (Land Use, Public Facilities and Circulation)
- No. 70-235, adopted on March 16, 1970 (Housing Element, Phase #1)
- No. 72-1042, adopted on October 2, 1972 (Interim Open Space Plan)
- No. 73-671, adopted on August 6, 1973 (Open Space and Recreation Elements)
- No. 74-651, adopted on August 5, 1974 (Land Use and Circulation Elements)
- No. 75-364, adopted on March 10, 1975 (Phase Two Housing Element)
- No. 75-638, adopted on June 9, 1975 (Safety, Scenic Highways and Seismic Safety Elements)
- No. 76-906, adopted on July 26, 1976 (Housing Element, Phase #3)

- No. 77-724, adopted on July 11, 1977 (Amended Land Use and Circulation Elements Map with Text Amendment on Storm Drains)
- No. 77-765, adopted on July 25, 1977 (Amendment to Land Use and Circulation Elements Map - Orchard Neighborhood)
- No. 78-854, adopted on August 14, 1978 (Conservation Element)
- No. 78-855, adopted on August 14, 1978 (Noise Element)
- No. 80-322, adopted on April 8, 1980 (Amendment to Land Use and Circulation Elements Map - College West Neighborhood)
- No. 80-636, adopted on July 1, 1980 (Amendment to Land Use and Circulation Elements Map)
- No. 81-50, adopted on January 27, 1981 (Amendment to Housing Element)
- No. 81-419, adopted on May 26, 1981 (Amendment to Land Use and Circulation Elements Map)
- No. 81-801, adopted on September 15, 1981 (Amendment to Housing Element)
- No. 82-457, adopted on June 22, 1982 (Amendment to Land Use and Circulation Elements Map)
- No. 83-33, adopted on January 18, 1983 (Amendment to Open Space and Recreation Elements),
- No. 84-13, adopted on January 10, 1984 (Amendment to Land Use and Circulation Elements Map), and

WHEREAS, the Planning Commission held a public hearing on April 16, 1984, on an amendment to the Modesto Urban Area General Plan to add an updated Housing Element, at which hearing evidence, both oral and documentary, was received and considered, and

WHEREAS, the Planning Commission has determined and found that the addition of an updated Housing Element of the Modesto Urban Area General Plan would be in the interest of the general welfare, and

WHEREAS, the Planning Commission by Resolution 84-80 adopted on April 16, 1984, has approved and recommended to the City Council an updated Housing Element to replace the existing Housing Element of the Modesto Urban Area General Plan. Said updated Housing Element being a document entitled, "Housing Element Modesto Urban Area General Plan" dated April, 1984, a copy of which is on file in the office of the Director of Planning and Community Development, and

WHEREAS, the Planning Commission by Resolution No. 84-80 further recommended that "Housing Element Modesto Urban Area General Plan" dated July, 1980, and "Revisions to the Draft Housing Element Modesto Urban Area General Plan" dated November, 1980, be rescinded, and

WHEREAS, the State Department of Housing and Community Development has reviewed the proposed updated Housing Element and has recommended certain changes therein, and

WHEREAS, the City Council held a public hearing on said proposed updated Housing Element on June 26, and July 10, 1984, at 7:30 o'clock p.m., in the Council Chambers, in City Hall, Modesto, California, as required by law, and

WHEREAS, the Council has received and reviewed the findings of the City of Modesto Environmental Assessment Committee, which resulted in a Negative Declaration as to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines that the adoption of an updated Housing Element to replace the existing Housing Element of the adopted General Plan of the City of Modesto and the surrounding urban area is required for the public health, safety and general welfare.

BE IT FURTHER RESOLVED by the Council that it does hereby adopt an updated Housing Element which replaces the existing Housing Element of the adopted General Plan of the City of Modesto and surrounding urban area. Said updated Housing Element being set forth in the report entitled, "Housing Element Modesto Urban Area General Plan" dated July, 1984, a copy of which is on file in the office of the Director of Planning and Community Development and in the office of the City Clerk.

BE IT FURTHER RESOLVED by the Council that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the proposed amendment to the General Plan.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to certify a copy of said updated Housing Element of the adopted General Plan to the Board of Supervisors of the County of Stanislaus, the City Council of the City of Ceres, and the City Council of the City of Riverbank.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of July, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-463

A RESOLUTION ACCEPTING THE BID OF BIBENS NURSERY CO. FOR THE MANCINI PARK GRADING AND IRRIGATION

WHEREAS, Resolution No. 84-365, adopted by the Council of the City of Modesto on June 12, 1984, approved the plans and specifications for the Mancini Park grading and irrigation and authorized the calling for bids; and

WHEREAS, the bids received for the Mancini Park grading and irrigation were opened at 11:10 a.m. on July 3, 1984, and later tabulated by the Director of Engineering for the consideration of the Council; and

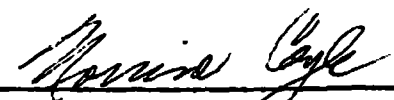
WHEREAS, the Director of Engineering has recommended that the bid of Bibens Nursery Co. in the amount of \$33,406 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Bibens Nursery in the amount of \$33,406 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of July, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:



NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-464

A RESOLUTION ACCEPTING THE BID OF THE FLINTKOTE COMPANY FOR THE RECONSTRUCTION OF 7TH STREET FROM G STREET TO THE 7TH STREET BRIDGE

WHEREAS, Resolution No.84-366, adopted by the Council of the City of Modesto on June 12, 1984, approved the plans and specifications for the reconstruction of 7th Street from G Street to the 7th Street bridge and authorized the calling for bids; and

WHEREAS, the bids received for the reconstruction of 7th Street from G Street to the 7th Street bridge were opened at 11:05 a.m. on July 3, 1984, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of The Flintkote Company in the amount of \$66,289 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of The Flintkote Company in the amount of \$66,289 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of July, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-465**

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE RESURFACING OF WEST ROSEBURG AVENUE FROM CARVER TO TULLY AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering that the construction of the resurfacing of West

Roseburg Avenue from Carver to Tully Roads

has been completed by George Reed

in accordance with the contract agreement dated May 1, 1984.

NOW, THEREFORE, BE IT RESOLVED that the construction of the resurfacing of West Roseburg Avenue from Carver to Tully be accepted from said contractor, George Reed;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$35,666.50 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of July, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

**ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 84- 466

A RESOLUTION AMENDING THE ANNUAL BUDGET OF THE CITY OF MODESTO FOR FISCAL YEAR 1984-85 TO AMEND THE SEWER FUND, FUND NO. 62, TO PROVIDE FUNDING TO MEET STATE OF CALIFORNIA DISCHARGE REQUIREMENTS.

WHEREAS, the State Regional Water Quality Control Board has requested that the City of Modesto ensure the 1984 effluent summer discharge to be in compliance with State of California requirements, and

WHEREAS, it is necessary to amend the Annual Budget of the City of Modesto for Fiscal Year 1984-85 to provide funding to meet State of California requirements,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Sewer Fund, Fund No. 62, of the Annual Budget of the City of Modesto for Fiscal Year 1984-85 be amended as follows:

- (1) The amount of \$0 now estimated as revenue in account no. 841.03-010, Industrial User Cost Reimbursement, be increased to \$230,000.
- (2) The following summary appropriation accounts be increased as follows:
 - (a) Employee Services, Account Group 100, be increased \$16,400 from \$1,803,306 to \$1,819,706.
 - (b) Professional and Contractual Services, Account Group 200, be increased \$141,600 from \$1,360,766 to \$1,502,366.
 - (c) Materials and Supplies, Account Group 300, be increased \$43,800 from \$172,279 to \$216,079.

(d) Other, Account Group 400, be increased \$28,200 from \$5,027 to \$33,227.

BE IT FURTHER RESOLVED that the Director of Finance is hereby authorized to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of July, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-467

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING STAFF TO NEGOTIATE PRICES FOR THE RENTAL OF IRRIGATION EQUIPMENT FOR DISCHARGE AT CITY OXIDATION PONDS (JENNINGS ROAD SITE)

BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for negotiating prices for the rental of irrigation equipment for discharge at the City oxidation ponds (Jennings Road site) is hereby waived.

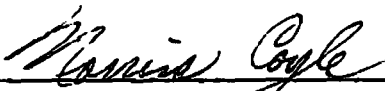
BE IT FURTHER RESOLVED that negotiation on prices for the rental of irrigation equipment for discharge at the City's oxidation ponds for an estimated maximum cost of \$230,000, is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of July, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-468**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND WILBUR J. ELIAS & ASSOCIATES TO PROVIDE DESIGN WORK OF THE PAVEMENT MARKING DEMONSTRATION PROGRAM

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Wilbur J. Elias & Associates to provide design work of the Pavement Marking Demonstration Program for an amount of \$28,294 or less

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

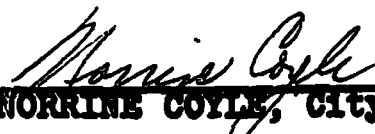
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of July, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-469**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
WILBUR J. ELIAS & ASSOCIATES TO PROVIDE INSPECTION OF THE PAVEMENT MARKING
DEMONSTRATION PROGRAM**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Wilbur J. Elias &
Associates to provide inspection of the Pavement Marking Demonstration Program
for an amount of \$9,000 or less

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 10th day of
July, 19 84, by Councilmember Muratore,
who moved its adoption, which motion being duly seconded by Council-
member Whiteside, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

RESOLUTION NO. 84-470

UNUSED

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-471**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
HEWLETT PACKARD FOR CUSTOMER SUPPORT SERVICE FOR THE HEWLETT PACKARD 1000 SYSTEM**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Hewlett Packard
to provide software and manual updates, on-site visits, and phone-in customer
service for the Hewlett Packard 1000 system

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 10th day of
July, 1984, by Councilmember Muratore,
who moved its adoption, which motion being duly seconded by Council-
member Whiteside, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-472

A RESOLUTION GRANTING THE REQUEST OF STEVEN EUGENE LAWRY FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE FIVE (5) TAXICABS IN THE CITY OF MODESTO.

WHEREAS, Steven Eugene Lawry, proposing to do business as City Cab Company, filed an application, dated April 26, 1984, for Certificates of Public Convenience and Necessity to operate five (5) taxicabs in the City of Modesto, and

WHEREAS, a public hearing was set by the City Council for June 26, 1984, at 7:30 p.m. in the Council Chambers in the City Hall, located at 801 11th Street, Modesto, to consider said application, at which time and place said public hearing was opened and continued to July 10, 1984, at 7:30 p.m., and

WHEREAS, the continued public hearing on said application was held at said time and place,

WHEREAS, the City Manager has caused the Director of Parking and Traffic to make investigations and reports, in writing, to the City Council on said application,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines as follows:

1. That the public convenience and necessity requires the operation of the additional proposed taxicab service because

there are an insufficient number of taxicabs currently being operated in the City of Modesto to meet the demand for taxi service.

2. That Steven Eugene Lawry be granted Certificates of Public Convenience and Necessity to operate five (5) taxicabs in the City of Modesto under the name of City Cab Company. Said taxicabs to be painted "California Orange."
3. That the Director of Parking and Traffic shall not issue any of the certificates authorized hereby until said Steven Eugene Lawry shall have complied with all of the requirements of Chapter 6 of Title IV of the Modesto Municipal Code before the commencement of operation of the proposed service.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of July, 1984, by Councilmember Whiteside, who moved its adoption, which

motion being duly seconded by Councilmember Bright, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang, Patterson

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

BY Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-473

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE RESIDENTIAL ALLEY PROGRAM

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

SECTION 1. The plans and specifications for the residential alley
program

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on August 7, 1984, at 11:00 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of July, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Sutton, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang, Patterson

ATTEST:



JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-474

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE RECONSTRUCTION OF SUNRISE AVENUE FROM LUCERN
TO BRIGGSMORE

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

SECTION 1. The plans and specifications for the reconstruction of Sunrise Avenue from Lucern to Briggsmore copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on August 7, 1984, at 11:05 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of July, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Sutton, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang, Patterson

ATTEST: 
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-475

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR FURNISHING TWO INDUSTRIAL LOADERS

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

SECTION 1. The plans and specifications for the purchase of two
industrial loaders

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on August 14, 1984, at 3:00 p.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 17th day of July, 1984,
by Councilmember Whiteside, who moved its adoption, which motion
being duly seconded by Councilmember Sutton, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Sutton, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang, Patterson

ATTEST: 
JUDY C. HALL, Acting City Clerk

A RESOLUTION ACCEPTING THE BID OF PRO BUILDERS, INC. FOR THE CONSTRUCTION OF THE CATERER'S KITCHEN AT THE MCHENRY MANSION

WHEREAS, Resolution No.84-327, adopted by the Council of the City of Modesto on June 5, 1984, approved the plans and specifications for the construction of the caterer's kitchen at the McHenry Mansion and authorized the calling for bids; and

WHEREAS, the bids received for the construction of the caterer's kitchen at the McHenry Mansion were opened at 11:05 a.m. on June 26, 1984, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Pro Builders, Inc. in the amount of \$21,902.14 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Pro Builders, Inc. in the amount of \$21,902.14 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of July, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Sutton, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang, Patterson

ATTEST:


JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-477

A RESOLUTION ACCEPTING THE BID OF GEORGE REED, INC. FOR LAKEWOOD PARK IMPROVEMENTS

WHEREAS, Resolution No. 84-364, adopted by the Council of the City of Modesto on June 12, 1984, approved the plans and specifications for the Lakewood Park improvements

and authorized the calling for bids; and

WHEREAS, the bids received for the Lakewood Park improvements were opened at 11:00 a.m. on July 10, 1984, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of George Reed, Inc. in the amount of \$77,505 be accepted as the lowest responsible bid.


NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of George Reed, Inc. in the amount of \$77,505 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of July, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Sutton, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang, Patterson

ATTEST: 
JUDY G. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-478

**A RESOLUTION ACCEPTING THE CONSTRUCTION OF ORCHARD NEIGHBORHOOD PARK
STREETS AS COMPLETE**

WHEREAS, a report has been filed by the Director of Engineering
that the construction of Orchard Neighborhood Park
streets
has been completed by The Flintkote Company

in accordance with the contract agreement dated November 1, 1983.

NOW, THEREFORE, BE IT RESOLVED that the construction of
Orchard Neighborhood Park
be accepted from said contractor, The Flintkote Company;

that notice of completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$62,751.41
as provided in the contract, be authorized.


The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 17th day of
July, 1984, by Councilmember Whiteside, who
moved its adoption, which motion being duly seconded by Councilmember
Sutton, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Sutton, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang, Patterson

ATTEST:


JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-479

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF CHRISTMAS DECORATIONS FROM VALLEY DECORATING COMPANY

WHEREAS, the Downtown Improvement District is requesting the purchase of Christmas decorations to replace existing decorations; and

WHEREAS, staff feels specifications are impractical for this type of purchase and because D.I.D. is trying to match remaining decorations, it is recommended that formal bid procedures be waived.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of Christmas decorations is hereby waived.

BE IT FURTHER RESOLVED that the purchase of Christmas decorations from Valley Decorating Company for the total amount of \$8,685 is hereby approved.

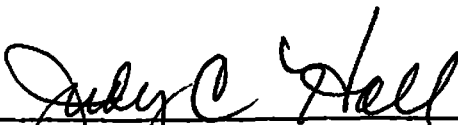
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of July, 1984, by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Sutton, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang, Patterson

ATTEST:



JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-480

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND GUS AND JOYCE ANGELAKIS FOR THE PURCHASE OF 1,900 + SQUARE FEET OF THEIR PROPERTY NEEDED TO INSTALL SIDEWALKS ON NORWEGIAN AVENUE, JUST EAST OF MCHENRY AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Gus and Joyce Angelakis for the purchase of 1,900 + square feet of their property needed to install sidewalks on Norwegian Avenue, just east of McHenry Avenue

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

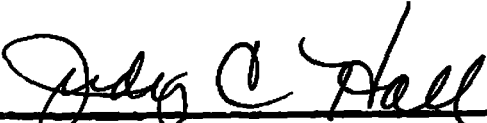
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of July, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang, Patterson

ATTEST:


JUDY C. HALL, Acting City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-481**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE BURROUGHS CORPORATION FOR PROVIDING MAINTENANCE SERVICE ON THE DATA PROCESSING SYSTEM LOCATED IN THE FINANCE DEPARTMENT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and the Burroughs Corporation for providing maintenance service on the data processing system located in the Finance Department

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

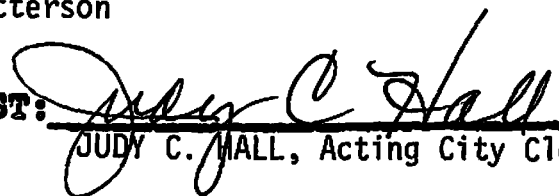
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of July, 19 84, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang, Patterson

ATTEST:



JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-482

A RESOLUTION CALLING A SPECIAL ADVISORY ELECTION BY THE
VOTERS OF THE CITY OF MODESTO.

WHEREAS, an initiative ordinance entitled "Modesto Citizens Advisory Growth Management Act" was adopted by the voters of the City of Modesto at the general Municipal Election held on March 6, 1979, and

WHEREAS, said "Modesto Citizens Advisory Growth Management Act" requires that an advisory election by the voters of the City of Modesto, as provided by Section 5353 of the Elections Code of the State of California, be called before the City Council of the City of Modesto approves, authorizes or appropriates funds for the extension of any sewer trunk, and

WHEREAS, the City Council has determined that it is desirous of considering the extension of the Yosemite Trunk Sewer.

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

SECTION 1. ELECTION CALLED. That the City Council of the City of Modesto does hereby call a Special Advisory Election in the City of Modesto on November 6, 1984, said Special Election to be known as "Special Sewer Trunk Extension Advisory Election".

SECTION 2. FORM OF BALLOT. On the ballots to be used at said election, in addition to any other matter required by law to be printed thereon, shall be printed the following question, to wit:

CITY OF MODESTO MEASURE - ADVISORY VOTE ONLY			
<u>MEASURE</u>	Shall the City Council approve an extension of the sanitary trunk sewer line in Yosemite Boulevard from Lincoln Avenue to Claus Road to permit the urban development of the Yosemite Neighborhood west of Claus Road, as said neighborhood is shown on the Modesto Urban Area General Plan, and to provide continued service to the Empire Sanitary District, as its boundaries presently exist?	Y E S	
City of Modesto Sewer Trunk Extension Advisory Measure	This sanitary trunk sewer line is planned to be of sufficient size to provide capacity for future extension(s) of said trunk sewer line, subject to advisory vote(s) of the electorate, to serve the area between the Yosemite Neighborhood and the Santa Fe Railroad tracks not within the Empire Sanitary District boundaries.	N O	

SECTION 3. CONDUCT OF ELECTION. Said special advisory election hereby called shall be held and conducted, and the votes thereat canvassed and the returns thereof made, and the results thereof ascertained and determined as herein provided, and in all particulars not prescribed in this resolution, said special advisory election shall be held as provided for in the Charter of said City and in all particulars not provided for therein said election shall be held as provided by law for the holding of advisory elections and special municipal elections in the City of Modesto and otherwise in accordance with the Elections Code of the State of California.

(a) All persons qualified to vote at municipal elections in said City of Modesto on the day of said special advisory election herein provided for shall be qualified to vote upon said advisory measure hereby proposed by

the Council of the City of Modesto on its own motion and submitted at said special advisory election.

(b) The polls at the polling places hereinafter referred to for said special advisory election shall be opened at 7:00 a.m. of said day of election, and shall be kept open continuously thereafter until 8:00 p.m. of said day of election, when the polls shall be closed, and the election officers shall thereupon proceed to canvass the ballots cast thereat.

(c) Said special advisory election shall be and is hereby consolidated with the general election to be held in Stanislaus County and in the City of Modesto on the date of said special advisory election hereby called, and the election precincts, polling places and voting booths shall in every case be the same, and there shall be only one set of election officers in each of said precincts; and the precincts, polling places and officers of said election within said city for said special advisory election shall be the same as those selected or to be selected and designated by the Board of Supervisors of Stanislaus County for said general election and set forth or to be set forth in the notice of election officers and polling places for said general election published or to be published by the County Clerk of said County, as required by law, to which notice reference is hereby specifically made for a designation of the precincts, polling places and election officers for said special advisory election hereby called. Only qualified voters of said City shall be permitted to vote at said special advisory election hereby called. The Board of Supervisors of Stanislaus County is authorized to

canvass, or cause to be canvassed, the returns of said special advisory election with respect to the votes cast in said City and to certify the results to the Council.

(d) On the ballots to be used at said general election and said special advisory election hereby consolidated therewith, in addition to all other matters required by law to be printed thereon, shall appear the advisory measure set forth in Section 2 hereof.

(e) To vote in favor of said advisory measure a voter shall punch a hole in the blank space opposite the word "YES" on the ballot to the right of said advisory measure, and to vote against said advisory measure a voter shall punch a hole in the blank space opposite the word "NO" on the ballot to the right of said advisory measure.

(f) The votes cast for and against said advisory measure shall be counted separate and apart from all other measures to be submitted at said general election and said special advisory election hereby consolidated therewith.

(g) At the next regular meeting of the Council occurring after the returns of said special advisory election have been canvassed and the results thereof certified by the Board of Supervisors of Stanislaus County to the Council, or at a special meeting called thereafter for such purpose, the Council shall cause to be spread upon its minutes a statement of the results of said special advisory election as ascertained by said canvass.

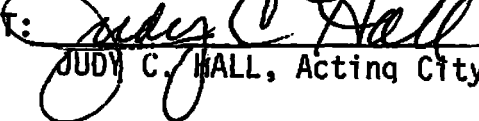
SECTION 4. NOTICE. The City Clerk of the City of Modesto is hereby authorized and directed to prepare and sign a notice of said special advisory election in the form required by law, and said City Clerk is hereby authorized and directed to publish said notice in the time and manner required by law in THE MODESTO BEE, the official newspaper of said City and a newspaper of general circulation printed and published in said City.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of July, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Sutton, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang, Patterson

ATTEST: 
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

CLERK'S CERTIFICATE

I, NORRINE COYLE, City Clerk of the City of Modesto, California, do hereby certify that the foregoing is a full, true and correct copy of a resolution duly adopted by the Council of said City at a regular meeting of said Council duly and regularly and legally held at the regular meeting place thereof on the 17th day of July, 1984, of which meeting all of the members of said Council had due notice and at which a majority thereof was present and acted; that at said meeting said resolution was introduced by Councilmember Bright, and was thereupon
seconded by Councilmember Whiteside,
adopted by the following vote:

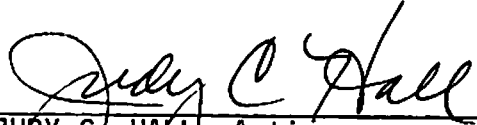
AYES: Councilmembers: Bright, Muratore, Sutton, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang, Patterson

That I have carefully compared the same with the original minutes of said meeting on file and of record in my office and that said resolution is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes. That said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

WITNESS my hand and the seal of said City of Modesto, this 17th
day of July, 1984.



JUDY C. HALL, Acting
City Clerk of the City of Modesto,
California

MODESTO CITY COUNCIL
RESOLUTION NO. 84- 483

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO REQUESTING THE BOARD OF SUPERVISORS OF STANISLAUS COUNTY TO PROVIDE FOR THE CONSOLIDATION OF A SPECIAL ADVISORY ELECTION WITH THE GENERAL ELECTION TO BE HELD NOVEMBER 6, 1984.

WHEREAS, the Council of the City of Modesto, in Stanislaus County, State of California, has adopted a resolution calling a special advisory election in said City to be held on Tuesday, November 6, 1984, at which will be submitted to the qualified electors of said City a sewer trunk extension advisory measure, and

WHEREAS, a general election will be held on Tuesday, November 6, 1984, and it is the desire of said Council that said special advisory election be consolidated with said general election,

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

SECTION 1. Said special advisory election shall be consolidated with the general election to be held on Tuesday, November 6, 1984, at which election shall be submitted to the qualified electors of said City the following question, to wit:

CITY OF MODESTO MEASURE - ADVISORY VOTE ONLY			
<u>MEASURE</u>	Shall the City Council approve an extension of the sanitary trunk sewer line in Yosemite Boulevard from Lincoln Avenue to Claus Road to permit the urban development of the Yosemite Neighborhood west of Claus Road, as said neighborhood is shown on the Modesto Urban Area General Plan, and to provide continued service to the Empire Sanitary District, as its boundaries presently exist?		
City of Modesto Sewer Trunk Extension Advisory Measure	This sanitary trunk sewer line is planned to be of sufficient size to provide capacity for future extension(s) of said trunk sewer line, subject to advisory vote(s) of the electorate, to serve the area between the Yosemite Neighborhood and the Santa Fe Railroad tracks not within the Empire Sanitary District boundaries.	Y E S	
		N O	

SECTION 2. The Board of Supervisors of Stanislaus County is hereby requested to order the consolidation of said special advisory election with the general election to be held on Tuesday, November 6, 1984, insofar as the City of Modesto is concerned, and to further provide that within the territory affected by said order of consolidation, to wit, the City of Modesto, the election precincts, polling places and voting booths shall in every case be the same, and there shall be only one set of election officers in each of said precincts. Said advisory measure shall be set forth on all ballots to be used at said general election insofar as the same is held within said City of Modesto. Said Board of Supervisors of Stanislaus County is further requested to order the County Clerk of Stanislaus County (i) to set forth on all sample ballots relating to said consolidated elections, to be mailed to the qualified electors of said City, said advisory measure hereinabove set forth, and to

mail with said sample ballots to said electors printed copies of the proposed advisory measure in pamphlet form and printed copies of arguments (if any) for and against said advisory measure, including rebuttals (if any), and (ii) to provide absent voter ballots for said general election and said special advisory election consolidated therewith for use by qualified electors of said City who are entitled thereto, in the manner provided by law.

SECTION 3. Said Board of Supervisors of Stanislaus County is hereby further authorized to canvass, or cause to be canvassed, as provided by law, the returns of said special advisory election with respect to the votes cast on said advisory measure and to certify such canvass of the votes cast for and against said advisory measure to this Council.

SECTION 4. The City Clerk is hereby authorized and directed to certify to the adoption of this resolution and to transmit a copy hereof so certified to the Board of Supervisors of Stanislaus County and to file a copy hereof so certified with the County Clerk of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of July,


1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Sutton, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang, Patterson

ATTEST:



JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By 

ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-484

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF ALLEYS IN CERTAIN BLOCKS IN THE CITY OF MODESTO (Blocks No. 817, 818, 1174, 1205, 2089, 6030, 6180, 1172, 6112, 12950)

WHEREAS, Chapter 27 of Part 3 of Division 7 of Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Superintendent of Streets did, on July 12 19 84, order the construction of alleys in certain blocks in the City of Modesto, giving notice requiring the construction of such improvements; and

WHEREAS, the Superintendent of Streets did set the 24th day of July, 19 84, at 7:30 o'clock p.m., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work; and

WHEREAS, the Superintendent of Streets has caused notices to be posted and mailed as required by the Streets and Highways Code; and

WHEREAS, at the time set for hearing the protests and objections to the proposed work, the said Council proceeded to hear the same.

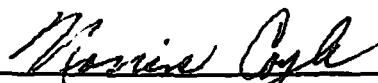
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. All protests and objections of any kind or nature whatsoever to the proposed work to properties listed on the attached sheet, and incorporated by reference herein, are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project as to the properties described in the attached notices in accordance with the provisions of Chapter 27, Part 3, of Division 7 of the Streets and Highways Code of the State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Whiteside,
Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: Sutton

ATTEST: 
NORRINE COYLE, City Clerk

Reconstruction of residential alleys - Project No. 11:

Block 817 - Carla - Valerie/Mills - Columbia

Block 818 - Valerie - Helms/Mills - Columbia

Block 1174 - Lorry - Morene/Orangeburg - Coolidge

Block 1205 - Paulette - Queens/Coolidge - Briggsmore

Block 2089 - Rowland - Covena/Haddon - Roble

Block 6030 - Como Park - College/Oberlin - Ulrich

Block 6180 - Ardmor - Bronson/Middleton - Thoreau
(East-West and 222' of North-South leg)

Block 1172 - Paulette - Queens/Orangeburg - Coolidge

Block 6112 - Pearl - Glenwood/Kearney - Del Vale

Block 12950 - Floyd - Hampshire Ct./Sunrise Avenue

MODESTO CITY COUNCIL
RESOLUTION NO. 84-485

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF SIDEWALKS ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (1100 Allen Drive - Parrera, Francisco - \$524)

WHEREAS, Chapter 27 of Part 3 of Division 7 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did, on November 23, 1982, adopt its Resolution No, 82-851, ordering the installation of certain improvements along certain streets in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of sidewalks _____ on property abutting the property hereafter described; and

WHEREAS, July 24, 1984, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$524.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$524.00, shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 1 in Bl. 1115 of El Vecino Gardens as per map filed May 8, 1951 in Vol. 17 of Maps, Pg. 21, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 31-2219)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven(7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Section 5893 of the California Streets and Highways Code, it is hereby ordered that the notice of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-486

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF SIDEWALKS ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (2102 SHERWOOD AVE. - LAPATA INTERNATIONAL LTD. - \$2,184)

WHEREAS, Chapter 27 of Part 3 of Division 7 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did, on April 10, 19 79, adopt its Resolution No. 79-325, ordering the installation of certain improvements along certain streets in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of sidewalks _____ on property abutting the property hereafter described; and

WHEREAS, July 24, 19 84, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$2,184.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$2,184.00, shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Commencing at the N/W corner of Lot 5 of Fresno Tract as per map filed 3/14/03 in Vol. 1 of Maps, Pg. 76, Stan. Cty. Records; thence E. 30'; thence S. 143.02' to the true point of beginning; thence E. 366.71'; thence S. 117.53'; thence W. 368.03'; thence N. 123.02' to the true point of beginning.

(Stan. Cty. Assessor's Parcel No. 59-16-12)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven(7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Section 5893 of the California Streets and Highways Code, it is hereby ordered that the notice of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-487

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF SIDEWALKS ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (1442 CARPENTER RD.-W.B. BAKER - \$1,429)

WHEREAS, Chapter 27 of Part 3 of Division 7 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did, on November 23, 19 82, adopt its Resolution No. 82-851, ordering the installation of certain improvements along certain streets in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of sidewalks _____ on property abutting the property hereafter described; and

WHEREAS, July 24, 19 84, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$1,429.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$1,429.00, shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Parcel "B" as shown on that certain Parcel Map as per map filed 12/13/73 in Vol. 18 of Parcel Maps, Pg. 29, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 29-1046)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven(7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Section 5893 of the California Streets and Highways Code, it is hereby ordered that the notice of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

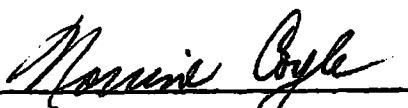
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:



NORRINE COYLE, City Clerk

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-488

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB AND SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (222 S. EMERALD AVE.-RUBEN ESPARZA-\$2,074)

WHEREAS, Chapter 27 of Part 3 of Division 7 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did, on November 23, 1982, adopt its Resolution No. 82-851, ordering the installation of certain improvements along certain streets in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of curb and sidewalk on property abutting the property hereafter described; and

WHEREAS, July 24, 1984, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$2,074.00.

SECTION 2. That the cost of the aforesaid work, being the amount of

\$2,074.00

, shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Beginning at the N/W corner of Parcel 1 as shown on that certain map filed 8/27/73 in Vol. 17 of Parcel Maps at Pg. 79, Stan. Cty. Records, thence S.100'; thence W.2.00'; thence S. 5.47'; thence W.138.00'; thence N.90.29'; thence N/W 16.03'; thence E. 142.00' to the point of beginning.

(Stan. Cty. Assessor's Parcel No. 30-0310)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven(7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Section 5893 of the California Streets and Highways Code, it is hereby ordered that the notice of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-489

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB AND SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (312 S. EMERALD AVE.-JOYCE L. SHEPPARD-\$1,784)

WHEREAS, Chapter 27 of Part 3 of Division 7 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did, on November 23, 1982, adopt its Resolution No. 82-851, ordering the installation of certain improvements along certain streets in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of curb and sidewalk on property abutting the property hereafter described; and

WHEREAS, July 24, 1984, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$1,784.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$1,784.00, be assessed in 10 annual installments and shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Beginning at the S/W corner of parcel 1 as shown on that certain parcel map recorded 8/27/73 in Vol. 17 of parcel maps at Pg. 79; thence W.138.00'; thence N.99.50'; thence E.138.00'; thence S. 100.60' to the point of beginning.

(Stan. Cty. Assessor's Parcel No. 003-0302)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven(7%)per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July , 19 84 , by Councilmember Muratore , who moved its adoption, which motion being duly seconded by Councilmember Patterson was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers:

NOES: Councilmembers:

ABSENT: Councilmembers:

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-490

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURBS ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (133 COLLEGE AVENUE - ARTURO O. FLORES-\$634)

WHEREAS, Chapter 27 of Part 3 of Division 7 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did, on November 23, 1982, adopt its Resolution No. 82-851, ordering the installation of certain improvements along certain streets in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of curbs on property abutting the property hereafter described; and

WHEREAS, July 24, 1984, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$634.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$634.00, shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The E. 59.30' of Lots 35 and 36 of Bl. 506 of the City of Modesto as per map filed 12/21/42 in Vol. 15 of Maps, Pg. 506, Stan. Cty. Records, excepting the E. 2.5'.

(Stan. Cty. Assessor's Parcel No. 109-0813)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven(7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Section 5893 of the California Streets and Highways Code, it is hereby ordered that the notice of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 19 84, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-491

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB AND SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (130 NELLIE AVE.- CHARLES MOODY - \$659)

WHEREAS, Chapter 27 of Part 3 of Division 7 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did, on _____, 19____, ^{waived by property owner} adopt its Resolution No. _____, ordering the installation of certain improvements along certain streets in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of _____ curb and _____ sidewalk on property abutting the property hereafter described; and

WHEREAS, _____ July 24 _____, 19 84 _____, at _____ 7:30 _____ o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$659.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$659.00, be assessed in 10 annual installments and shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lots 4 and 5 in Bl. 506 of the City of Modesto as per map filed 12/21/42 in Vol. 15 of Maps, Pg. 506, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 109-0808)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven(7%)per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-492

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURBS ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (1116 ALICE ST.-CHARLES MOODY - \$534)

WHEREAS, Chapter 27 of Part 3 of Division 7 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did, on waived by property owner -----, 1984-----, adopt its Resolution No. -----, ordering the installation of certain improvements along certain streets in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of curbs ----- on property abutting the property hereafter described; and

WHEREAS, July 24, 1984, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$534.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$534.00, be assessed in 10 annual installments and shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 1, 2 and 3 in Bl. 506 of the City of Modesto as per map filed 12/21/42 in Vol. 15 of Maps, Pg. 506, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 109-0809)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven(7%)per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 19 84, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-493

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB AND SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (126 NELLIE AVE.-WENDELL L. YOUNG - \$834)

WHEREAS, Chapter 27 of Part 3 of Division 7 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did, on November 23, 1982, adopt its Resolution No. 82-851, ordering the installation of certain improvements along certain streets in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of curb and sidewalk on property abutting the property hereafter described; and

WHEREAS, July 24, 1984, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$834.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$834.00, shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lots 6 and 7 in Bl. 506 of the City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Pg. 506, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 109-0807)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven(7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Section 5893 of the California Streets and Highways Code, it is hereby ordered that the notice of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 19 84, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-494

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB AND SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (122 NELLIE AVE.-WENDELL L. YOUNG-\$784)

WHEREAS, Chapter 27 of Part 3 of Division 7 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did, on November 23, 1982, adopt its Resolution No. 82-851, ordering the installation of certain improvements along certain streets in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of curb and sidewalk on property abutting the property hereafter described; and

WHEREAS, July 24, 1984, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$784.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$784.00, shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 8 and the N. one half of Lot 9 in Bl. 506 of the City of Modesto as per map filed 12/21/42 in Vol. 15 of Maps, Pg. 506, Stan. Cty. Records.

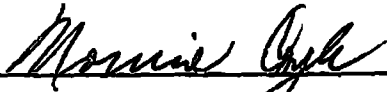
(Stan. Cty. Assessor's Parcel No. 109-0806)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven(7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Section 5893 of the California Streets and Highways Code, it is hereby ordered that the notice of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: 
NORRINE COYLE, City Clerk

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-495

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB AND SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (400 SAN JUAN DRIVE-LENA M. KING-\$2,207)

WHEREAS, Chapter 27 of Part 3 of Division 7 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

waived by property owner
WHEREAS, the Council did, on _____, 19____, adopt its Resolution No. _____, ordering the installation of certain improvements along certain streets in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of curb and sidewalk on property abutting the property hereafter described; and

WHEREAS, July 24, 1984, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$2,207.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$2,207.00, be assessed in 10 annual installments and shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 10 of B1. 2210 of Ellis Tract as per map filed 4/22/46 in Vol. 14 of Maps, Pg. 51, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 116-06-40)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven(7%)per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July , 1984 , by Councilmember Muratore , who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE City Clerk

(Installation)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-496

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (127 LAS PALMAS AVE.-DAVID E. MENSHEW-\$424)

WHEREAS, Chapter 27 of Part 3 of Division 7 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did, on waived by property owner, -----, 19----, adopt its Resolution No. -----, ordering the installation of certain improvements along certain streets in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of sidewalks ----- on property abutting the property hereafter described; and

WHEREAS, July 24, 1984, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$424.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$424.00, be assessed in 8 annual installments and shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 16 of Bl. 260 of Las Palmas Village as per map filed 4/16/41 in Vol. 14 of Maps, Pg. 16, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 107-11-15)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven(7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 19 84, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Installment)

SECTION 2. That the cost of the aforesaid work, being the amount of \$1,388.00, be assessed in 10 annual installments and shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 11 of Bl. 2260 of Alta Vista Tract No. 2 as per map filed 5/15/47 in Vol. 16 of Maps at Pg. 43, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 116-91-10)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven(7%)per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July , 19 84 , by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson was upon roll call carried and the resolution adopted by the following vote:

- AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
- NOES: Councilmembers: None
- ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Installation)

SECTION 2. That the cost of the aforesaid work, being the amount of \$1,267.00, be assessed in 10 annual installments and shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The S. 66.00' of Lots 17 and 18 of Bl. 259 of Las Palmas Village as per map filed 4/16/41, in Vol. 14 of Maps, Pg. 16, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 107-11-08)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven(7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-499

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (220 LAS PALMAS AVE.-BURRELL WILLETT-\$1,307)

WHEREAS, Chapter 27 of Part 3 of Division 7 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

waived by property owner
WHEREAS, the Council did, on -----, ~~19~~-----, adopt its Resolution No. -----, ordering the installation of certain improvements along certain streets in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk ----- on property abutting the property hereafter described; and

WHEREAS, July 24, 19 84, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$1,307.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$1,307.00, be assessed in 10 annual installments and shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The N. 59.67' of the S. 89.67' of the E. 134.32' of the W. one half of Lot 2 of El Camino Park as per map filed 1/11/22 in Vol. 9 of Maps, Pg. 61, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 108-12-13)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven(7%)per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 19 84, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-500

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (127 PALMETTO DR.-DORRILL A. DAUBENBERGER-\$616)

WHEREAS, Chapter 27 of Part 3 of Division 7 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did, on _____, ^{waived by property owner} ~~19~~_____, adopt its Resolution No. _____, ordering the installation of certain improvements along certain streets in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of _____ curb _____ on property abutting the property hereafter described; and

WHEREAS, July 24, 19 84, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$616.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$616.00, be assessed in 10 annual installments and shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 4 of Bl. 664 of Palmetto Park as per map filed 1/23/39 in Vol. 11 of Maps, Pg. 54, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 112-02-51)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven(7%)per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 19 84, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-501

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (122 PALMETTO DR.-ROBERT GENN - \$1,505)

WHEREAS, Chapter 27 of Part 3 of Division 7 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did, on waived by property owner, ~~-----~~, ~~19---~~, adopt its Resolution No, -----, ordering the installation of certain improvements along certain streets in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of curb ----- on property abutting the property hereafter described; and

WHEREAS, July 24, 19 84, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$1,505.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$1,505.00, be assessed in 10 annual installments and shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 11 of Bl. 667 of Palmetto Park as per map filed 1/23/39 in Vol. 11 of Maps, Pg. 54, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 112-02-57)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven(7%)per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July , 1984 , by Councilmember Muratore , who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Installation)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-502

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (104 PALMETTO DR.-ERNEST H. GRUBB-\$2,420)

WHEREAS, Chapter 27 of Part 3 of Division 7 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did, on waived by property owner, -----, 1984, adopt its Resolution No, -----, ordering the installation of certain improvements along certain streets in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of curb ----- on property abutting the property hereafter described; and

WHEREAS, July 24, 1984, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$2,420.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$2,420.00, be assessed in 10 annual installments and shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 13 of Bl. 667 of Palmetto Park as per map filed 1/23/39 in Vol. 11 of Maps, Pg. 54, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 112-02-58)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven(7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(Installment)

SECTION 2. That the cost of the aforesaid work, being the amount of \$1,590.00, shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 9 of Bl. 664 of Palmetto Park as per map filed 1/23/39 in Vol. 11 of Maps, Pg. 54, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 112-02-48)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven(7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Section 5893 of the California Streets and Highways Code, it is hereby ordered that the notice of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-504

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (614 PALM AVE.-BABETTE A.N. HUSMAN-\$1,758)

WHEREAS, Chapter 27 of Part 3 of Division 7 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did, on _____, 19____, ^{waived by property owner} adopt its Resolution No. _____, ordering the installation of certain improvements along certain streets in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of _____ curb _____ on property abutting the property hereafter described; and

WHEREAS, _____ July 24 _____, 19 84 _____, at 7:30 _____ o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$1,758.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$1,758.00, be assessed in 10 annual installments and shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 12 of Bl. 667 of Palmetto Park as per map filed 1/23/39 in Vol. 11 of Maps, Pg. 54, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 112-02-56)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven(7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 19 84, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-505

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (135 PALMETTO DR.-ANDREW R. LEDERER-\$764)

WHEREAS, Chapter 27 of Part 3 of Division 7 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did, on _____, ^{waived by property owner} 19____, adopt its Resolution No. _____, ordering the installation of certain improvements along certain streets in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of _____ curb _____ on property abutting the property hereafter described; and

WHEREAS, _____ July 24 _____, 19 84 _____, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$764.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$764.00, be assessed in 10 annual installments and shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 3 of Bl. 664 of Palmetto Park as per map filed 1/23/39 in Vol. 11 of Maps, Pg. 54, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 112-02-52)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven(7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 19 84, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-506

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (143 PALMETTO DR.-VICTORIA L. MESSER-\$652)

WHEREAS, Chapter 27 of Part 3 of Division 7 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did, on _____, ^{waived by property owner} ~~19~~_____, adopt its Resolution No. _____, ordering the installation of certain improvements along certain streets in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of curb _____ on property abutting the property hereafter described; and

WHEREAS, July 24, 1984, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$652.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$652.00, be assessed in 10 annual installments and shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

'The Southwesterly 70.00' of Lot 1 of Bl. 664 of Palmetto Park as per map filed 1/23/39 in Vol. 11 of Maps, Pg. 54, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 112-02-54)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven(7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-507

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (123 PALMETTO DR.-JUAN A. TOVAR-\$620)

WHEREAS, Chapter 27 of Part 3 of Division 7 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

waived by property owner
WHEREAS, the Council did, on -----, 19-----, adopt its Resolution No. -----, ordering the installation of certain improvements along certain streets in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of curb ----- on property abutting the property hereafter described; and

WHEREAS, July 24, 19 84, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$620.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$620.00, be assessed in 10 annual installments and shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

- Lot 5 of Bl. 664 of Palmetto Park as per map filed 1/23/39 in Vol. 11 of Maps, Pg. 54, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 112-02-50)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven(7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 19 84, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Installation)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-508

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF SIDEWALK REPAIR ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (925 TENTH ST.-CLEVELAND STOCKTON-\$257)

WHEREAS, Chapter 27 of Part 3 of Division 7 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did, on October 7, 19 83, ~~adopt its Resolution No. _____,~~ order ^{repair} the installation of certain improvements along certain streets in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk repair on property abutting the property hereafter described; and

WHEREAS, July 24, 19 84, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$257.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$257.00, shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 10 and the S. 15' of Lot 9 and the N. 21' of Lot 11 and the S. 4' of the E. 70' of Lot 11 of Bl. 56 of City of Modesto, as per map filed 12/21/42 in Vol. 15 of Maps, Pg. 56, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 105-4107)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Section 5893 of the California Streets and Highways Code, it is hereby ordered that the notice of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 19 84, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-509

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF SIDEWALK REPAIR ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (509 13TH STREET - DONALD H. PIERSON - \$307)

WHEREAS, Chapter 27 of Part 3 of Division 7 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did, on October 7, 1983, ~~adopt its Resolution No. _____~~, order the ^{repair} installation of certain improvements along certain streets in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk repair on property abutting the property hereafter described; and

WHEREAS, July 24, 1984, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1, The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$307.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$307.00, shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lots 11 and 12 of Bl. 97 of the City of Modesto as per map filed 12/21/42 in Vol. 15 of Maps 97, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 106-25-06)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven(7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Section 5893 of the California Streets and Highways Code, it is hereby ordered that the notice of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-510

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB AND SIDEWALK REPAIR ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (4024 FARA BIUNDO DR.-FARA ESTATES HOMEOWNERS ASSOCIATION - \$637)

WHEREAS, Chapter 27 of Part 3 of Division 7 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did, on October 7, 19 83, ~~adopt its Resolution No. -----,~~ order ^{repair} the ~~installation~~ of certain improvements along certain streets in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of curb and sidewalk repair on property abutting the property hereafter described; and

WHEREAS, July 24, 19 84, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$637.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$637.00, shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot A of Bl. 1849 of Fara Estates No. 2 as per map filed 7/22/81 in Vol. 29 of Maps, Pg. 105, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 70-05-94)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven(7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Section 5893 of the California Streets and Highways Code, it is hereby ordered that the notice of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: 
NORRINE COYLE, City Clerk

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-511

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF SIDEWALK REPAIR ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (516 SCENIC DR.-WENK INVESTMENTS-\$307)

WHEREAS, Chapter 27 of Part 3 of Division 7 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did, on October 7, 1983, adopt its ~~Resolution No. _____~~, order the installation^{repair} of certain improvements along certain streets in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk repair on property abutting the property hereafter described; and

WHEREAS, July 24, 1984, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$307.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$307.00, shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lots 3 and 4 of Bl. 588 of City of Modesto as per map filed 12/21/42 in Vol. 15 of Maps, Pg. 588, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 111-10-34)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven(7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

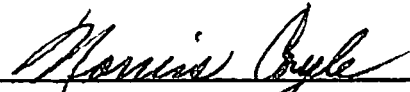
SECTION 4. In accordance with the provisions of Section 5893 of the California Streets and Highways Code, it is hereby ordered that the notice of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-512

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF SIDEWALK REPAIR ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (701 H STREET-ELMO WILSON, SR., BIRD AND HELWIG - \$437)

WHEREAS, Chapter 27 of Part 3 of Division 7 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did, on October 7, 19 83, ~~adopt its Resolution No. _____,~~ order ^{repair} the installation of certain improvements along certain streets in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk repair on property abutting the property hereafter described; and

WHEREAS, July 24, 19 84, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$437.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$437.00, shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lots 17 thru 21 of Bl. 43 of City of Modesto as per map filed 12/21/42 in Vol. 15 of Maps, Pg. 43, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 104-0505)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven(7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Section 5893 of the California Streets and Highways Code, it is hereby ordered that the notice of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-513

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF SIDEWALK REPAIR ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (1434 YOSEMITE BLVD.-P & T PROPERTIES-\$377)

WHEREAS, Chapter 27 of Part 3 of Division 7 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council did, on October 7, 19 83, ~~adopt its Resolution No. -----~~, order the ^{repair} installation of certain improvements along certain streets in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk repair on property abutting the property hereafter described; and

WHEREAS, July 24, 19 84, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1, The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$377.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$377.00, shall constitute a special assessment against the parcel(s) of property fronting upon the work so constructed, and that a notice of lien for the amount thereof shall be recorded.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lots 1, 2, 9, and 10 of Bl. 2085 of Fox Tract as per map filed 10/21/40 in Vol. 14 of Maps, Pg. 6, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 35-25-10)

SECTION 3. Said assessment shall bear interest on the unpaid balance at the rate of seven(7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

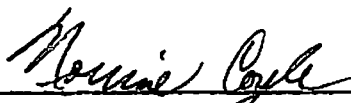
SECTION 4. In accordance with the provisions of Section 5893 of the California Streets and Highways Code, it is hereby ordered that the notice of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-514

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE CONSTRUCTION OF SIDEWALK ON LILLIAN DRIVE
AT SIPHERD PARK - BLOCK 1630

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

SECTION 1. The plans and specifications for the construction of sidewalk
on Lillian Drive at Sipherd Park - Block 1630
copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on August 14, 1984 at 11:05 a.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 24th day of July, 1984,
by Councilmember Lang, who moved its adoption, which motion
being duly seconded by Councilmember Patterson, was upon roll call
carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-515

A RESOLUTION ACCEPTING THE RESURFACING OF NEECE DRIVE FROM ROUSE AVENUE TO TUOLUMNE BOULEVARD AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering that the resurfacing of Neece Drive from Rouse Avenue to Tuolumne Boulevard has been completed by George Reed, Inc.

in accordance with the contract agreement dated April 17, 1984.

NOW, THEREFORE, BE IT RESOLVED that the resurfacing of Neece Drive from Rouse Avenue to Tuolumne Boulevard be accepted from said contractor, George Reed, Inc.;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$39,751.10 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-516**

A RESOLUTION ACCEPTING THE STRENGTHENING OF WATER SYSTEM ON BODEM STREET BETWEEN DOWNEY AND EAST MORRIS AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering that the strengthening of water system on Bodem Street between Downey and East Morris has been completed by Three Rivers Construction Co.

in accordance with the contract agreement dated April 17, 1984.

NOW, THEREFORE, BE IT RESOLVED that the strengthening of water system on Bodem Street between Downey and East Morris be accepted from said contractor, Three Rivers Construction Co.;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$51,305.50 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

**ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 84-517

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE BELLENITA PARK RESTROOM AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering that the construction of the Bellenita Park restroom

has been completed by Pro Builders

in accordance with the contract agreement dated March 20, 1984.

NOW, THEREFORE, BE IT RESOLVED that the construction of the Bellenita Park restroom

be accepted from said contractor, Pro Builders;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$34,599.74 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-518**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE STANISLAUS COUNTY HOUSING AUTHORITY FOR PROVISION OF COUNSELING SERVICES PURSUANT TO OUR COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and the Stanislaus County Housing Authority for provision of counseling services pursuant to our Community Development Block Grant Program

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-519

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A GRANT DEED TO THE EMPIRE UNION SCHOOL DISTRICT FOR A SCHOOL SITE, AUTHORIZING THE CITY MANAGER TO EXECUTE GRANT DEEDS TO THE GREATER MODESTO RELOCATABLE ADMINISTRATION AGENCY FOR TWO SCHOOL SITES, AND SUPERSEDING MODESTO CITY COUNCIL RESOLUTION NO. 84-5.

WHEREAS, in 1977 the City of Modesto established a School Site and Facilities Tax program, and

WHEREAS, as part of said program several school sites were purchased, and

WHEREAS, the City of Modesto still owns and manages three of the school sites pending their development by the appropriate school districts, and

WHEREAS, as part of said program, the involved school districts have formed the Greater Modesto Relocatable Administration Agency (GMRAA), and

WHEREAS, by Resolution No. 84-5 adopted on January 3, 1984, the Council authorized the transfer of three school sites to the Greater Modesto Relocatable Administration Agency, and

WHEREAS, said Resolution No. 84-5 provided that the three grant deeds contain clauses which would automatically revert title back to the City of Modesto should the properties not be used for school purposes, and

WHEREAS, the transfer of title to said three school sites has not yet been made, and

WHEREAS, the Greater Modesto Relocatable Administration Agency, by letter dated June 19, 1984, has requested that the school site located on McClure Road north of Yosemite Boulevard be transferred directly to the Empire Union School District, and

WHEREAS, the Greater Modesto Relocatable Administration Agency further requested that in the event that said school site is not used by the Empire Union School District for school purposes that title to said property automatically revert back to the City of Modesto, and

WHEREAS, the Council is willing to authorize the transfer of title to said school site directly to the Empire Union School District with the requested automatic reverter clause,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby authorize the City Manager to execute a grant deed transferring the following described school site to the Empire Union School District:

Yosemite Neighborhood School Site

All that real property in the County of Stanislaus, State of California, described as follows:

Parcel B as shown on that certain Parcel Map filed for record on February 4, 1982, in Book 32 of Parcel Maps, Page 103, Stanislaus County Records.

BE IT FURTHER RESOLVED that the grant deed shall contain a clause which will automatically revert title back to the City of Modesto should the property not be used for school purposes.

BE IT FURTHER RESOLVED that the Council does hereby authorize the City Manager to execute two grant deeds transferring the following described two school sites to the Greater Modesto Relocatable Administration Agency:

McKinney Colony School Site

All that real property in the County of Stanislaus, State of California, described as follows:

Parcel 2 as shown on the Parcel Map recorded November 13, 1980, in Volume 31 of Parcel Maps, at page 2, Stanislaus County Records; being the Southwest quarter of the Southeast quarter of Section 1, Township 3 South, Range 8 East, Mount Diablo Base and Meridian.

Excepting therefrom mineral, oil and gas rights below 500 feet.

Roselle Neighborhood School Site

All that real property in the County of Stanislaus, State of California, described as follows:

Parcel 2 as per Parcel Map filed May 10, 1983 in Volume 34 of Parcel Maps at page 4 being a division of lots 16, 17, 18 and 19 of Santa Fe Colony as per map filed December 29, 1908, in Volume 4 of Maps at page 12, Stanislaus County Records.

BE IT FURTHER RESOLVED that the grant deeds for McKinney Colony School Site and Roselle Neighborhood School Site shall each contain a clause which will automatically revert title back to the City of Modesto should the property not be used for school purposes.

BE IT FURTHER RESOLVED that Resolution No. 84-5 is hereby superseded.

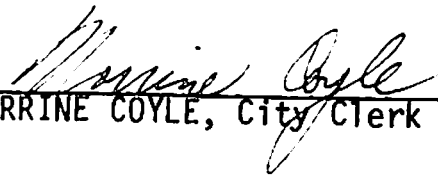
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded

by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-520**

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER APPLICATIONS
FOR ORANGE LINE SANITATION'S GARBAGE FRANCHISE AREA**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that August 21, 1984 , at 4:00 P.M. in the Council Cham-
bers, City Hall, 801 Eleventh Street, Modesto, California, is hereby
set as the time and place for consideration of applications for
Orange Line Sanitation's garbage franchise area.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 24th day of
July, 1984, by Councilmember Lang, who
moved its adoption, which motion being duly seconded by Councilmember
Patterson, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-521

RESOLUTION APPROVING APPLICATION FOR PRELIMINARY LOAN FOR
LOW-RENT PUBLIC HOUSING.

WHEREAS, it is the policy of this locality to eliminate substandard and other inadequate housing, to prevent the spread of slums and blight, and to realize as soon as feasible the goal of a decent home in a suitable living environment for all of its citizens, and

WHEREAS, under the provisions of the United States Housing Act of 1937, as amended, the United States of America, acting through the Secretary of Housing and Urban Development (herein called the "Government"), is authorized to provide financial assistance to local public housing agencies for undertaking and carrying out preliminary planning of low-rent housing projects that will assist in meeting this goal, and

WHEREAS, the Act provides that there will be local determination of need for low-rent housing to meet needs not being adequately met by private enterprise and that the Government shall not make any contract with a public housing agency for preliminary loans for surveys and planning in respect to any low-rent housing projects unless the governing body of the locality involved has by resolution approved the application of the public housing agency for such preliminary loan, and

WHEREAS, the Housing Authority of the County of Stanislaus (herein called the "Local Authority") is a public housing agency and is applying to the Government for a preliminary loan to cover the costs of surveys and planning in connection with the development of low-rent housing,

NOW, THEREFORE, be it resolved by the City Council of the City of Modesto as follows:

1. That there exists in the City of Modesto a need for such low-rent housing which is not being met by private enterprise,

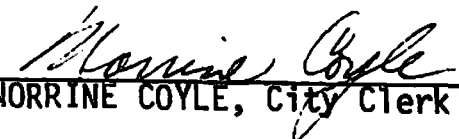
2. That the application of the Local Authority to the Government for a preliminary loan in an amount not to exceed \$46,920.00 for surveys and planning in connection with low-rent housing projects of not to exceed approximately 75 dwelling units is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

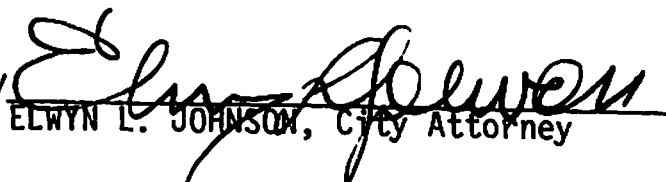
NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-522**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
THE STANISLAUS COUNTY HOUSING AUTHORITY IN REGARD TO THE RENTAL REHABILITATION PROGRAM**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and the Stanislaus County
Housing Authority regarding the Rental Rehabilitation Program and detailing City and
Housing Authority staff commitments

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 24th day of
July, 1984, by Councilmember Lang
who moved its adoption, which motion being duly seconded by Council-
member Patterson, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-523

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO
AUTHORIZING THE ISSUANCE OF BONDS FOR THE PURPOSE OF FINANCING
THE ACQUISITION AND CONSTRUCTION OF TWO SEPARATE
AND DISTINCT MULTI-FAMILY RENTAL
HOUSING FACILITIES BY GIBRALTAR COMMUNITY BUILDERS, A
GENERAL PARTNERSHIP, AND PROVIDING OTHER MATTERS
PROPERLY RELATING THERETO

WHEREAS, the City Council of the City of Modesto (the "City") is authorized by Chapter 7 (commencing with Section 52075) of Part 5 of Division 31 of the Health and Safety Code of the State of California (the "Act") to provide financing for multi-family rental housing facilities within the City, on the terms and conditions therein provided;

WHEREAS, Gibraltar Community Builders, a general partnership (the "Company"), has requested the City to issue and sell its not to exceed \$7,000,000 principal amount of Multi-Family Rental Mortgage Revenue Bonds for the purpose of providing financing to the Company for the acquisition of land and construction of an approximately 196-unit multi-family rental structure to be located on the northwest corner of Orangeburg Street and Lakewood Avenue in the City of Modesto, California and to issue and sell its not to exceed \$5,000,000 principal amount of Multi-Family Rental Mortgage Revenue Bonds for the purpose of providing financing to the Company for the acquisition of land and construction of an approximately 116-unit multi-family rental structure to be located on the southeast corner of Briggsmore Street and Lakewood Avenue in the City of Modesto, California; (the two separate and distinct facilities being herein referred to as the "Respective Projects"); and

WHEREAS, it is in the public interest, for the public benefit and in furtherance of the public purposes of the City that the City Council authorizes Bonds for such purposes;

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

1, The City Council hereby authorizes the issuance and sale pursuant to the Act of not to exceed \$7,000,000 and not to exceed \$5,000,000 principal amount of the City's Multi-Family Rental Mortgage Revenue Bonds for the purpose of providing financing to the Company for the Respective Projects.

2. The issuance and sale of said Bonds shall be upon such terms and conditions as may be mutually agreed upon by the City, the Company and the purchaser of said Bonds and shall be issued by or pursuant to resolution of the City Council at a meeting duly held and conducted for such purpose.

3. The proceeds of the Bonds shall include such related and necessary issuance expenses, administrative costs, debt service reserves and interest payments as may be required to accomplish successfully the financing.

4. The City Council does hereby find that the adoption of this Resolution constitutes a substantial inducement to the Company to undertake the acquisition and construction of the Respective Projects.

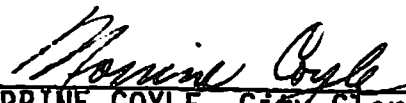
5. This Resolution shall take effect immediately upon its passage and adoption; provided, however, that this Resolution shall have no force and effect following one (1) year from the date hereof unless either (i) the Bonds described herein shall have been sold or (ii) the City shall have extended the effective date of this Resolution by a resolution hereafter adopted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-524**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JONES, HALL, HILL, AND WHITE, BOND COUNSEL, TO PROVIDE COUNSEL IN REGARD TO THE ISSUANCE OF BONDS FOR THE PURPOSE OF FINANCING THE ACQUISITION AND CONSTRUCTION OF MULTI-FAMILY RENTAL HOUSING FACILITIES BY GIBRALTAR COMMUNITY BUILDERS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Jones, Hall, Hill, and White, bond counsel, to provide counsel in regard to the issuance of bonds for the purpose of financing the acquisition and construction of multi-family rental housing facilities by Gibraltar Community Builders be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 1984, by Councilmember Lang who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-525

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO AUTHORIZING THE ISSUANCE OF CITY OF MODESTO, ECONOMIC DEVELOPMENT REVENUE BONDS FOR THE PURPOSE OF ASSISTING IN THE FINANCING OF A CONVALESCENT HOME AND RELATED FACILITIES BY BENEDICT V. CIPPONERI AND ANGELA CIPPONERI.

WHEREAS, the City Council of the City of Modesto (the "City") has heretofore adopted its Ordinance No. 2137 C.S. (the "Ordinance") authorizing the City to issue and sell its bonds, notes, interim certificates, debentures and other obligations (the "Bonds") pursuant to the City Charter for the purpose of providing financing for the acquisition, rehabilitation, construction and improvement of commercial and industrial projects located within the City, and

WHEREAS, Benedict V. Cipponeri and Angela Cipponeri or any successor to their interest (collectively the "Developer") have requested the City to issue and sell its revenue Bonds for the purpose of financing the construction of a certain convalescent home, to be known as the Evergreen Convalescent Home, consisting of one hundred and five beds, including nursing and intermediate, for private, semi-private and three-bed wards and related and appurtenant facilities and property (the "Project"), to be constructed by the Developer within the City, and the City Council wishes to induce the Developer to construct and develop the Project in the City; and

WHEREAS, it is in the public interest, for the public benefit and in furtherance of the public purposes of the City that the City Council authorizes Bonds for the aforesaid purposes,

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

SECTION 1. AUTHORIZING OF BONDS. The City Council hereby authorizes the issuance and sale of Bonds of the City pursuant to the Constitution of the State of California, the City Charter and the procedures specified in the Ordinance in a principal amount not to exceed Three Million Dollars (\$3,000,000) for the purpose of financing the acquisition, construction and improvement of the Project located at 2030 Evergreen Avenue in the City. Such authorization shall be for the purpose of inducing the Developer to undertake to construct and develop the Project and, in particular to do so at such location.

SECTION 2. CONDITIONS FOR SALE OF BONDS. The issuance and sale of said Bonds shall be upon such terms and conditions as may be mutually agreed upon by the City, the Developer and the purchaser of said Bonds and shall be authorized by resolution of the City Council at meeting duly held and conducted for such purpose.

SECTION 3. USE OF BOND PROCEEDS. The proceeds of the Bonds shall include such related and necessary issuance expenses, administrative costs, debt service reserves and interest payments as may be required to accomplish successfully the financing.

SECTION 4. EFFECTIVE DATE. This resolution shall be effective immediately upon its adoption; provided, however that this Resolution shall have no force and effect following one (1) year from the date hereof unless

either (i) the Bonds described herein shall have been sold or (ii) the City shall have extended the effective date of this Resolution by a resolution hereafter adopted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-526

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO
CALLING A HEARING ON THE ISSUANCE OF ITS ECONOMIC
DEVELOPMENT REVENUE BONDS AND PROVIDING FOR NOTICE THEREOF.

WHEREAS, the City of Modesto (the "City") proposes to issue its economic development revenue bonds in a principal amount not to exceed \$3,000,000 for the purpose of providing financing to Benedict V. Cipponeri and Angela Cipponeri (collectively the "Company") for the development of a convalescent home facility and related auxiliary facilities to be known as the Evergreen Convalescent Home and to be located at 2030 Evergreen Avenue in the City of Modesto, California, and

WHEREAS, Section 103(k) of the Internal Revenue Code of 1954, as amended, requires that this City Council hold a public hearing on the question of whether this City Council should approve the issuance of said Bonds, and

WHEREAS, it is in the public interest that said hearing be held,

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

SECTION 1. CALLING THE HEARING. That the City Council of this City hereby calls a public hearing on August 21, 1984, at the hour of 4:00 o'clock p.m. at the City Council Chambers, City Hall, Modesto, California on the question of whether the City Council should approve the issuance by the City of its economic development revenue bonds in a principal amount not to exceed \$3,000,000 for the purpose of providing financing to the Company for the

development of a convalescent home facility and related auxiliary facilities project to be located at 2030 Evergreen Avenue in the City of Modesto, California.


SECTION 2. PUBLICATION OF NOTICE. The City Clerk is authorized and directed to provide notice of said public hearing by publication of said notice in substantially the form attached hereto once at least fourteen (14) days prior to said hearing in the Modesto Bee.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

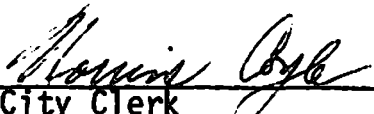
APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that on Tuesday, the 21st day of August, 1984, at the hour of 4:00 p.m. at City Council Chambers located in the City Hall, 801 11th Street, Modesto, California, the City Council of the City of Modesto will hold a public hearing on the question of whether to approve the issuance by the City of Modesto of its economic development revenue bonds in a principal amount not to exceed \$3,000,000 for the purpose of providing financing to Benedict V. Cipponeri and Angela Cipponeri for the development of a convalescent home facility and related auxiliary facilities to be located at 2030 Evergreen Avenue in the City of Modesto, California.

Dated: July 27, 1984



City Clerk
of the City of Modesto

MODESTO CITY COUNCIL
RESOLUTION NO. 84-527

A RESOLUTION OF INTENTION TO VACATE AND ABANDON NORTH MORTON BOULEVARD AND WILLOW STREET BETWEEN JENNIE AND GRAND STREETS, TO CLOSE NORTH MORTON BOULEVARD AT THE SOUTH LINE OF JENNIE STREET, AND TO DISPOSE OF CITY-OWNED LAND OCCUPIED BY A PORTION OF NORTH MORTON BOULEVARD, IN THE CITY OF MODESTO.

WHEREAS, E & J Gallo Winery requested that the City of Modesto vacate and abandon North Morton Boulevard and Willow Street between Jennie and Grand Streets and to close North Morton Boulevard at the south line of Jennie Street, and

WHEREAS, the City Council referred the request of E & J Gallo Winery to the Planning Commission for a report and recommendation, and

WHEREAS, a title report was submitted with the abandonment and street closure request which vests fee title to the Willow Street right-of-way in Gallo Glass Co. and fee title to North Morton Boulevard in the City of Modesto, and

WHEREAS, the proposed abandonment and street closure have been referred to affected City departments and the local utility companies and no objections have been received provided appropriate easements are retained for existing utility lines, and

WHEREAS, it has been determined that various utility lines are located within street and alley rights-of-way proposed to be abandoned which necessitate the retention of public utility easements, and

WHEREAS, notices of an informal public hearing to consider the request to abandon North Morton Boulevard and Willow Street between Jennie and Grand Streets and to close North Morton Boulevard at the south line of Jennie Street, were posted in the area, and said hearing was held by the Planning Commission on July 16, 1984, and

WHEREAS, the Planning Commission by Resolution No. 84-124, adopted July 16, 1984, found and determined as follows:

1. The proposed street abandonments and street closure are related to the realignment of State Highway 132 between Las Flores Avenue and D Street and are desirable to implement the realignment and allow consolidation of adjacent land owned by Gallo Glass Company.
2. The proposed street abandonment and street closure will require the dedication and improvement of new street right-of-way and a pedestrian, bike and equestrian trail and the improvement of existing street right-of-way to replace traffic circulation lost due to said abandonments and closure.
3. Retention of public utility easements are necessary to serve existing utility lines located in affected streets.
4. It would be appropriate for the City of Modesto to deed the abandonment North Morton Boulevard right-of-way to Gallo Glass Company in exchange for compensating dedication and improvements by them.
5. Subject to the dedication and improvement of alternate street and trail alignments, the streets proposed to be abandoned and closed are not necessary to serve present or future traffic needs in the area,

and

WHEREAS, the Planning Commission by said Resolution No. 84-124, recommended to the City Council that North Morton Boulevard and Willow Street

between Jennie and Grand Streets be vacated and abandoned and that North Morton Boulevard be closed at the south line of Jennie Street subject to the following conditions:

1. Gallo shall dedicate to the City of Modesto all street right-of-way and the pedestrian, bike, and equestrian trail specified below. The responsibility for constructing required improvements shall be established by the City Council prior to final abandonment action.
2. A new street shall be dedicated and improved to connect existing Grand Street with the new State highway east of Dry Creek. The street shall consist of 40 feet of pavement centered on a 60-foot right-of-way. Standard collector street curb and gutter shall be constructed on each side. Public sidewalk shall be constructed on each side within the 60-foot right-of-way except that the sidewalk may meander outside of the right-of-way if appropriate easements are granted to allow public use. The street right-of-way shall be widened immediately south of the new State highway intersection to provide for turning lanes. The paved width near the intersection shall be 50 feet or the equivalent with an east-bound slip ramp to meet or exceed City standards. Street lights, street trees, and other incidental and normal street improvements shall be constructed in accordance with City standards.
3. Curb, gutter, and sidewalk shall be installed on the north and south sides of Grand Street from the Dry Creek bridge to the new street noted in "2." Street lighting to City standards shall be installed. Any right-of-way in excess of that needed for installation of such improvements or potential future widening may be abandoned by the City.
4. A smooth intersection shall be improved where South Morton Boulevard intersects Grand Street. The intersection shall consist of a standard City "elbow" with frontage improvements including curb and gutter and sidewalk along the westerly side and along the north side extending to the west end of the Grand Street bridge. Street lighting to City standards shall be constructed at this intersection.

5. Jennie Street shall be improved to a collector street standard between North Morton Boulevard and the existing Willow Street. The right-of-way shall be widened to approximately 60 feet and the existing pavement shall be widened to 40 feet. Sidewalk, curb, and gutter shall be constructed along the south side. Street lighting to City standards shall be installed.
6. Necessary right-of-way for pedestrian, bike, and equestrian trails shall be dedicated and improved between existing Grand Street and North Morton Boulevard north of the new State highway. The alignment and configuration of the trail shall be as approved by the Director of Parks and Recreation.
7. Improvement plans shall be prepared by a registered civil engineer for all required street and trail improvements. The plans shall be submitted for approval by the Director of Engineering Services. The above are the general requirements, and the Director of Engineering Services is authorized to adjust these requirements within their scope and meaning based on submittal of detailed engineering plans which depict detailed design including structural details, cross sections, elevations, contours, and property lines.
8. Public utility easements shall be retained for existing utility lines as required by affected utility companies and the City. Said easements may be abandoned in the future if appropriate arrangements are made for abandonment or relocation of the utility lines.
9. Prior to final abandonment action by the City Council an agreement shall be executed which shall establish responsibility for construction of improvements as specified above and shall provide for such improvements to be accomplished in a timely manner. Said agreement shall be in a form to be approved by the City Attorney.

and

WHEREAS, the Planning Commission by said Resolution No. 84-124, further recommended to the City Council that the land occupied by North Morton Boulevard, title to which is vested in the City of Modesto, be deeded to Gallo

Glass Company in exchange for compensating dedications of right-of-way and improvements.

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

SECTION 1. The Council of the City of Modesto hereby declares its intention to vacate and abandon North Morton Boulevard and Willow Street between Jennie and Grand Streets and to close North Morton Boulevard at the South line of Jennie Street, as shown on the drawing entitled "Vacate and Abandon Morton Blvd. & Willow St. Bet. Grand St. & Jennie St.-LD84-G" dated July 18, 1984, on file in the office of the City Clerk, and to proceed with the disposition of land occupied by North Morton Boulevard, title to which vests in the City of Modesto, subject to the conditions hereinabove set forth. Said proposed vacation and abandonment and street closure are more particularly described on Exhibit "A" attached hereto, and by this reference made a part hereof as though set forth in full herein.

SECTION 2. The Council of the City of Modesto hereby elects to proceed with the proposed vacation and abandonment and street closure referred to above, pursuant to the provisions of Division 9, Part 3, of the Streets and Highways Code of the State of California, and to proceed with the disposition of land occupied by North Morton Boulevard, title to which is vested in the City of Modesto.

SECTION 3. Notice is hereby given that Tuesday, August 21, 1984, at the hour of 4:00 p.m., in the Council Chambers, 801 11th Street, Modesto,

California, is hereby fixed as the time and place for hearing all persons interested in or objecting to the proposed vacation and abandonment, street closure and disposition of land.

SECTION 4. The City clerk is hereby directed to cause to be published in full in The Modesto Bee, the official newspaper of the City of Modesto, the date, place and hour of said hearing once each week for two (2) successive weeks before the date set for said hearing.

SECTION 5. The Director of Planning and Community Development is hereby directed to cause notices of the proposed vacation and abandonment of North Morton Boulevard and Willow Street between Jennie and Grand Streets and the proposed closure of North Morton Boulevard at the south line of Jennie Street, to be posted conspicuously along the line of said street and public alley proposed to be vacated and abandoned at least fourteen (14) days before the date set for the hearing. At least three (3) such notices shall be posted. Such notices shall state the passage of this Resolution of Intention, the time and place for the hearing, and shall describe the street and alley rights-of-way proposed to be abandoned.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 1984, by

Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By 
Engineering Services Department

VACATE AND ABANDON MORTON BOULEVARD AND WILLOW STREET
BETWEEN GRAND STREET AND JENNIE STREET

All that real property in the State of California, County of Stanislaus, City of Modesto, being a portion of the Northwest quarter of Section 33, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

PARCEL NO. 1 (MORTON BOULEVARD)

All that portion of Block 218 and 219 of the City of Modesto, as per Map filed December 21, 1942 in Volume 15 of Maps, Stanislaus County Records, described as follows:

Commencing on the Southerly Property Line of Jennie Street, at a point where the Easterly Property line of Willow Street extended and produced, intersects the same; thence Easterly along the said Southerly Property Line of Jennie Street, a distance of 242.47 feet, to the point of beginning; thence Southeasterly a distance of 340.88 feet, to a point on the Northerly Property Line of Grand Street, the said point being at a distance of 310.20 feet Easterly from the Northeasterly Property Corner of the said Grand and Willow Streets; thence Easterly along the said Northerly Property Line of Grand Street, a distance of 61.28 feet; thence Northwesterly a distance of 340.86 feet, to the said Southerly Property Line of Jennie Street; thence Westerly along the said Southerly Property Line of Jennie Street, a distance of 61.28 feet, to the point of beginning.

Reserving all of the above as a Public Utilities Easement.

PARCEL NO. 2 (WILLOW STREET)

All that portion of 60 foot wide Willow Street lying Northeasterly and Easterly of and adjacent to Lots 5 through 16 inclusive in Block 217 of the City of Modesto, as per Map filed December 21, 1942 in Volume 15 of Maps, Stanislaus County Records, Westerly of and adjacent to Lots 1 through 7 inclusive in Block 218 of the City of Modesto, as per Map filed December 21, 1942 in Volume 15 of Maps, Stanislaus County Records, together with the Southwesterly 1/2 of abandoned Carlson Street, Westerly of and adjacent to Block 219 of the City of Modesto, as per Map filed December 21, 1942 in Volume 15 of Maps, Stanislaus County Records, together with the Northeasterly 1/2 of abandoned Carlson Street and Southerly of the South line of 60 foot wide Jennie Street as said Street shows on the Map of the City of Modesto referred to above, said South line of Jennie Street being the Easterly extension of the most Northerly line of Block 218 of the City of Modesto referred to above.

Reserving all of the above as a Public Utilities Easement.

MODESTO CITY COUNCIL
RESOLUTION NO. 84-528

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 19-3-10 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (ANRUL N.V. C/O LAPATA INTERNATIONAL, LTD.)

WHEREAS, on August 7, 1984, the City Council introduced Ordinance No. 2278-C.S. giving approval to a project relating to an amendment to Section Map 19-3-10 of the Zoning Map of the City of Modesto to reclassify certain property from Planned Development Zone, P-D(267), to Low Density Residential Zone, R-1

_____ , and
WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 19-3-10 of the Zoning Map of the City of Modesto to reclassify certain property from Planned Development Zone, P-D(267), to Low Density Residential Zone, R-1

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-529

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR
PLANNED-DEVELOPMENT ZONE, P-D (359).

WHEREAS, a verified application for an amendment to Section

19-3-10 of the Zoning Map was filed by _____

Rick Held on May 29, 1984, to

reclassify from Low Density Residential Zone, R-1,

to Planned-Development Zone, P-D, the following described property:

All that certain real property situate in a portion of the North half of the North half of Section 19, Township 3 South, Range 10 East, Mount Diablo Base and Meridian, described as follows:

Beginning at the Northwest corner of property conveyed to Oliver E. and Shirley K. Bauman by deed recorded January 11, 1978, in Book 3008, Official Records at Page 283, as Instrument No. 44135, Stanislaus County Records, said point being on the Southerly right-of-way line of 40.00 foot wide Parker Road; thence North 0°27'00" East, 20.00 feet to the centerline of said Parker Road; thence South 89°20'00" East, along said centerline of Parker Road, a distance of 390.85 feet to an angle point in said centerline; thence North 78°44'00" East, 74.71 feet; thence leaving said centerline of Parker Road, South 0°27'00" West, 649.12 feet to the beginning of a curve, concave to the Northeast, having a radius of 390.00 feet; thence 209.78 feet along said curve, through a central angle of 30°49'08" to a point of reverse curve, concave to the West, having a radius of 400.00 feet; thence 215.16 feet along said curve through a central angle of 30°49'08"; thence South 0°27'00" West, 193.24 feet, to a point on the quarter quarter line; thence North 89°04'00" West, along said quarter quarter line 1,020.59 feet to a point on the Easterly right-of-way line of 100.00 foot wide M.I.D. right-of-way; thence North 0°27'00" East, along said Easterly right-of-way line 635.00 feet to the Southwest corner of property conveyed to Parker Road Ranches, a Joint Venture, by deed recorded July 27, 1979, in Book 3219, Official Records, at Page 382, as Instrument No. 6393, Stanislaus County Records; thence South 88°56'12" East, along the South line of said property conveyed to Parker Road Ranches, 445.03 feet to the Southeast corner thereof; thence North 0°27'00" East, along the East line of property conveyed to Parker Road Ranches, 574.56 feet to the point of beginning.

Including also all of the northern one-half of 40.00 foot wide Parker Road and that portion of the 140.00 foot wide Modesto Irrigation lateral Number 3 right-of-way located immediately adjacent to and between the above described area and the north section line of aforementioned Section 19.

WHEREAS, after public hearing held on July 2, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The proposed mobile home park meets the revised Mobile Home Park Policy recently approved by the Planning Commission.
2. The proposed mobile home park conforms with the Modesto Urban Area General Plan.
3. The development plan, subject to necessary minor revisions and the conditions of approval, should cause the development to fit well with the surrounding area.

WHEREAS, after a public hearing held on August 7, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Rick Held for a Planned-Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth above, and

WHEREAS, the Council has introduced Ordinance No. 2279 -C.S. on the 7th day of August, 1984, reclassifying the above-described property from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D(359).

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

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned
Development Zone, P-D(359) is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan titled "Planned Development for Dry Creek Mobile Home Estates" as amended in red, stamped approved by the Planning Commission on July 2, 1984.
2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation in accordance with Section 10-2.1515 of the Modesto Municipal code. Screen landscaping shall be installed along the south property line of the R.V. storage area.
3. Fencing shall be constructed prior to occupancy and shall be as follows:
 - a. Six-foot board fence with decorative masonry pilasters around the entire development, including the East Orangeburg Avenue frontage and on the west side of the R.V. storage area. Said fence shall be set back 15 feet from the East Orangeburg Avenue, Cedar Creek Drive, and Parker Road right-of-way lines including the Orangeburg Avenue frontage of the R.V. storage area.
 - b. Eight-foot decorative masonry wall along the south boundary of the R.V. storage area.
4. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.
5. The developer shall dedicate and improve sufficient right-of-way as required by the Director of Engineering Services to complete Parker Road to a major street standard and East Orangeburg Avenue and Cedar Creek Drive to collector street standards prior to occupancy or upon demand by the City, whichever occurs first.
6. Prior to issuance of a building permit, street improvement plans shall be approved by the Director of Engineering Services.
7. Prior to issuance of a building permit the developer shall dedicate public utility easements as required by the utility companies and the Director of Engineering Services.

8. Irrigation lines shall be removed or relocated as required by the Modesto Irrigation District and the Director of Engineering Services. Easements for irrigation lines to remain shall be dedicated.
9. Drainage shall be provided as required by the Director of Engineering Services. Prior to the issuance of a building permit the developer shall pay storm drainage fees to the City of Modesto in accordance with the ordinance establishing the Claus Road Drainage Area.
10. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.
11. Trash cans shall be screened from view from any public street in accordance with the approved plot plan.
12. All utilities shall be underground and cable television service shall be stubbed into all units.
13. That the East Orangeburg Avenue improvements shall include one-half of the adjacent 100-foot right-of-way. Necessary arrangements shall be made by the City of Modesto with M.I.D.
14. Direct vehicular and pedestrian access to the 100-foot M.I.D. power right-of-way and Parker Road shall be prohibited.
15. One freestanding sign shall be permitted on the Cedar Creek Drive frontage. This sign shall not exceed 25 square feet in area and 6 feet in height. A 12-square foot, 6-foot high directional sign may be placed at the secondary entrance at East Orangeburg Avenue.
16. Prior to the issuance of a building permit for any structure, a parcel map shall be recorded.
17. Prior to issuance of a building permit, the developer shall pay the City of Modesto the cost of planting street trees, the number as determined by the Director of Engineering Services.
18. All curbcuts serving two-way driveways shall be widened to 41 feet in width.
19. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D (359) :

That the entire construction program be accomplished in one phase, construction to begin on or before July 1, 1986, and completion to be not later than July 1, 1987.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-mentioned development plan shall be made in accordance with the provisions of Section 10-2.2708 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 27 of Title X of the Modesto Municipal Code relating to Planned-Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned-Development Zone, P-D (359) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

APPROVED AS TO DESCRIPTION:

By William Nichols
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 84-530

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 19-3-10 OF THE ZONING MAP OF THE CITY OF MODESTO, RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (RICK HEID)

WHEREAS, on August 7, 1984, the City Council introduced Ordinance No. 2279-C.S. giving approval to a project relating to an amendment to Section Map 19-3-10 of the Zoning Map of the City of Modesto to reclassify certain property from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(359), and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 19-3-10 of the Zoning Map of the City of Modesto to reclassify certain property from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(359).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 19 84, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-531

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE STRENGTHENING OF THE N. NINTH STREET WATER
LINE FROM TULLY ROAD TO COLDWELL AVENUE

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

SECTION 1. The plans and specifications for the strengthening of the
N. Ninth Street water line from Tully Road to Coldwell Avenue
copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on August 28, 1984, at 11:05 a.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 7th day of August, 1984,
by Councilmember Whiteside, who moved its adoption, which motion
being duly seconded by Councilmember Muratore, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-532

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR FURNISHING ONE OFFSET PRESS

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

SECTION 1. The plans and specifications for furnishing one offset press

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on August 28, 1984, at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-533

A RESOLUTION ACCEPTING THE BID OF BOND CONSTRUCTION FOR THE SCENIC AND CLAUS
WATER LINE EXTENSION

WHEREAS, Resolution No. 84-445, adopted by the Council of the City of
Modesto on July 3, 1984, approved the plans and specifications for the
Scenic and Claus water line extension
and authorized the calling for bids; and

WHEREAS, the bids received for the Scenic and Claus water line
extension
were opened at 11:05 a.m. on July 24, 1984, and later tabulated by the
Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of
Bond Construction in the amount of \$31,410
be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that
the bid of Bond Construction in the amount of \$31,410
be accepted and the execution of a contract for the completion of the project
by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 7th day of August, 1984, by Council-
member Whiteside, who moved its adoption, which motion being duly seconded by
Councilmember Muratore, was upon roll call carried and the resolution adopted by
the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-534

A RESOLUTION ACCEPTING THE BID OF CALIFORNIA PAVEMENT MAINTENANCE FOR THE SLURRY SEAL OF VARIOUS CITY STREETS, 1983-84

WHEREAS, Resolution No.84-444, adopted by the Council of the City of Modesto on July 3, 1984, approved the plans and specifications for the slurry seal of various City streets, 1983-84 and authorized the calling for bids; and

WHEREAS, the bids received for the slurry seal of various City streets, 1983-84 were opened at 11:00 a.m. on July 24, 1984, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of California Pavement Maintenance in the amount of \$203,480.97 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of California Pavement Maintenance in the amount of \$203,480.97 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-535

A RESOLUTION ACCEPTING THE BID OF D.C. VIENT FOR THE INTERIOR PAINTING OF MCHENRY MANSION

WHEREAS, Resolution No.84-446, adopted by the Council of the City of Modesto on July 3, 1984, approved the plans and specifications for the interior painting of McHenry Mansion and authorized the calling for bids; and

WHEREAS, the bids received for the interior painting of McHenry Mansion were opened at 11:10 a.m. on July 24, 1984, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of D.C. Vient in the amount of \$5,802 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of D.C. Vient in the amount of \$5,802 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-536**

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE REROOFING OF THE CITY HALL ANNEX AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering that the construction of the reroofing of the City Hall Annex has been completed by Commercial Roofing Technology

in accordance with the contract agreement dated October 18, 1983.

NOW, THEREFORE, BE IT RESOLVED that the construction of the reroofing of the City Hall Annex be accepted from said contractor, Commercial Roofing Technology; that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$16,608 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-537**

A RESOLUTION ACCEPTING THE PAINTING OF THE MCHENRY MUSEUM EXTERIOR AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering that the painting of the McHenry Museum exterior

has been completed by E.J. Hackett

in accordance with the contract agreement dated May 22, 1984.

NOW, THEREFORE, BE IT RESOLVED that the painting of the McHenry Museum exterior

be accepted from said contractor, E.J. Hackett;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$11.400 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-538

**A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE PELANDALE WATERLINE
WEST OF BLUE BIRD AS COMPLETE**

WHEREAS, a report has been filed by the Director of Engineering
that the construction of the Pelandale waterline west
of Blue Bird
has been completed by Bond Construction

in accordance with the contract agreement dated April 26, 1984.

NOW, THEREFORE, BE IT RESOLVED that the construction of
the Pelandale waterline west of Blue Bird
be accepted from said contractor, Bond Construction;

that notice of completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$33,047.45
as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 7th day of
August, 1984, by Councilmember Whiteside, who
moved its adoption, which motion being duly seconded by Councilmember
Muratore, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-539**

A RESOLUTION ACCEPTING THE CONSTRUCTION OF SITE IMPROVEMENTS AT FIRE STATION NO. 5 AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering that the construction of site improvements at Fire

Station No. 5

has been completed by George Reed, Inc.

in accordance with the contract agreement dated June 12, 1984.

NOW, THEREFORE, BE IT RESOLVED that the construction of site improvements at Fire Station No. 5

be accepted from said contractor, George Reed, Inc.;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$15,301.24 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

**ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk**

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-540**

A RESOLUTION ACCEPTING THE EPOXY INJECTION REPAIRS TO THREE CITY PARKING STRUCTURES AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering that the epoxy injection repairs to three City parking structures

has been completed by Adhesive Engineering Company

in accordance with the contract agreement dated May 1, 1984.

NOW, THEREFORE, BE IT RESOLVED that the epoxy injection repairs to three City parking structures

be accepted from said contractor, Adhesive Engineering Company;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$16,400 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-541

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF WOOD
GRAINING SERVICES FROM JOHN SEEKAMP

WHEREAS, John Seekamp is the only person that is capable of doing the
quality of wood graining work needed for the restoration of the McHenry Mansion.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that
formal bid procedure for the purchase of wood graining services, is hereby
waived.

BE IT FURTHER RESOLVED that purchase of wood graining services from
John Seekamp for an estimated cost of \$5,900, is hereby approved.

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 7th day of August, 1984, by Council-
member Whiteside , who moved its adoption, which motion being duly seconded by
Councilmember Muratore , was upon roll call carried and the resolution adopted
by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-542

A RESOLUTION REVISING THE POSITION CLASSIFICATION PLAN FOR
THE CITY OF MODESTO.

WHEREAS, a Position Classification Plan for the City of Modesto was adopted by Modesto City Council Resolution No. 67-77 pursuant to Rule 2 of the Personnel Rules and Regulations of the City of Modesto, and

WHEREAS, the City Manager has recommended to the Council an amendment to the Position Classification Plan, and

WHEREAS, Rule 2.2 of the City of Modesto Personnel Rules provides that revisions to the Classification Plan shall be effective upon adoption of resolution of the City Council,

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

SECTION 1. CLASSIFICATION CREATED. The Position Classification Plan of the City of Modesto is hereby amended to create the new classification of Economic Development Manager.

The specifications for the classification created, as shown on the attached Exhibit "A", which is hereby made a part of this resolution by reference, is hereby approved and made a part of the Position Classification Plan of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

DEFINITION

Under administrative direction of the City Manager, to plan, administer, and coordinate an economic development program to attract new industry, new business, and new investments to the Modesto Urban Area and to assist existing business and industry with its expansion needs.

EXAMPLES OF DUTIES - Depending upon assignment, duties may include, but are not limited to, the following:

Propose and develop policies for effective recruitment of new industry, new business, and new investments in the Modesto Urban Area; propose and develop policies to stimulate expansion of existing industry, existing businesses, and existing investment in the Modesto Urban Area; confer with government officials, lenders, labor leaders, transportation firms, and others to effect changes in local policies to encourage industrial and commercial expansion and new development; develop liaison with existing industrial and business land and building owners, developers, and marketing firms; develop liaison with existing business and industry, financial, transportation, and utility firms; develop a liaison with federal, state, regional, and county agencies regarding loans, grants, data, and educational resources relating to the economic development program; attend meetings of local industrial, commercial, and civic organizations to increase community contact and develop understanding of the economic development program; prepare statistical abstracts, site directories and other data to meet the needs of industrial, business, and investment prospects; assist new and existing firms with expeditious permit processing, and capital needs including packaging of financing from federal, state, and local sources; perform related duties as required.

SPECIAL REQUIREMENTS

Active membership in the American Economic Development Council (CID/CED) is desirable.

Incumbents will be required to file a Statement of Economic Interests.

Possession of an appropriate operator's license issued by the California Department of Motor Vehicles within three (3) months of appointment.

EMPLOYMENT STANDARDS

Skills:

Demonstrated oral and written communication skills;
 Demonstrated abilities to perform completed staff work;
 Demonstrated ability to meet pre-established goals.

and

Knowledge of:

Methods for financing buildings, sites, and equipment;
Technical report preparation;
Resources necessary to accomplish this work, including pertinent professional organizations, professional periodicals and newspapers, marketing techniques, development incentives, financing techniques, and knowledge of economic development incentives;
Community characteristics, including planning, zoning, schools, budgets, recreational facilities and civic attractions.

and

Ability to:

Supervise, train and evaluate the work of subordinates;
Be persuasive in marketing and selling Modesto to prospective businesses and industries;
Plan, initiate and complete work assignments with a minimum of direction;
Analyze a wide variety of material and develop an economic development program consistent with the needs of the city;
Work closely with management consultants, industrial realtors, Chamber of Commerce, and other agencies aimed at achieving the necessary services for industrial and business prospects;
Work effectively and cooperatively with public and private officials and members of the public.

Experience:

Four (4) years of administrative experience in the field of economic or industrial development. This experience must have demonstrated the candidate's successful ability to attract and retain business and industry.

Education:

The following is desirable and not mandatory; it will be considered at the time of selection:

A Bachelor's Degree from an accredited college or university with major course work in Business Administration, Finance, or a related field.

MODESTO CITY COUNCIL
RESOLUTION NO. 84-543

A RESOLUTION AMENDING EXHIBITS "F" AND "H" OF RESOLUTION NO. 84-438 ENTITLED "A RESOLUTION ESTABLISHING SALARY SCHEDULES AND FIXING COMPENSATION FOR POSITIONS IN THE CITY SERVICE."

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

SECTION 1. AMENDMENT TO EXHIBIT "F" OF RESOLUTION NO. 84-438.

Exhibit "F" entitled "City of Modesto Schedule of Salary Ranges in City Service for the FY 84-85", attached to Resolution No. 84-438, is hereby amended as shown on the amended Exhibit "F" entitled "City of Modesto Schedule of Salary Ranges in City Service for the FY 84-85", which is attached hereto and made a part hereof as though set forth in full herein. Said amended Exhibit "F" adds the classification of Economic Development Manager.

SECTION 2. AMENDMENT TO EXHIBIT "H" OF RESOLUTION NO. 84-438.

Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1984-85", attached to Resolution No. 84-438, is hereby amended as shown on the amended Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1984-85", which is attached hereto and made a part hereof as though set forth in full herein. Said amended Exhibit "H" adds the classification of Economic Development Manager, Range N/A.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 1984, by Councilmember Whiteside, who moved its adoption, which motion

being duly seconded by Councilmember Muratore , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR THE FY 84-85
Effective June 26, 1984

<u>Council Appointed</u>	<u>Rate</u>	<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>	<u>E</u>
City Manager	Hourly					32.9272
	Biweekly					2,634.18
	Monthly					5,726.97
City Attorney	Hourly					28.5442
	Biweekly					2,283.54
	Monthly					4,964.64
City Clerk and Auditor	Hourly	15.3176	16.0835	16.8877	17.7321	18.6187
	Biweekly	1,225.41	1,286.68	1,351.02	1,418.57	1,489.50
	Monthly	2,664.16	2,797.37	2,937.25	3,084.11	3,238.32
<u>Unclassified Management</u>						
Deputy City Manager	Hourly	22.9587	24.1066	25.3119	26.5775	27.9064
	Biweekly	1,836.70	1,928.53	2,024.95	2,126.20	2,232.51
	Monthly	3,993.17	4,192.82	4,402.44	4,622.57	4,853.70
Director of Engineering Services	Hourly	20.3434	21.3606	22.4286	23.5500	24.7275
	Biweekly	1,627.47	1,708.85	1,794.29	1,884.00	1,978.20
	Monthly	3,538.28	3,715.21	3,900.97	4,096.00	4,300.80
Director of Finance	Hourly	20.3434	21.3606	22.4286	23.5500	24.7275
	Biweekly	1,627.47	1,708.85	1,794.29	1,884.00	1,978.20
	Monthly	3,538.28	3,715.21	3,900.97	4,096.00	4,300.80
Director of Management Services	Hourly	20.3434	21.3606	22.4286	23.5500	24.7275
	Biweekly	1,627.47	1,708.85	1,794.29	1,884.00	1,978.20
	Monthly	3,538.28	3,715.21	3,900.97	4,096.00	4,300.80
Director of Parking and Traffic	Hourly	20.3434	21.3606	22.4286	23.5500	24.7275
	Biweekly	1,627.47	1,708.85	1,794.29	1,884.00	1,978.20
	Monthly	3,538.28	3,715.21	3,900.97	4,096.00	4,300.80

SCHEDULE F - Page 2
 Unclassified Management and
 Council Appointees
 Salary Ranges Effective June 26, 1984

	<u>Rate</u>	<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>	<u>E</u>
<u>Unclassified Management (Cont'd.)</u>						
Director of Parks and Recreation	Hourly	20.8916	21.9362	23.0330	24.1846	25.3938
	Biweekly	1,671.33	1,754.90	1,842.64	1,934.77	2,031.50
	Monthly	3,633.64	3,815.33	4,006.08	4,206.38	4,416.68
Director of Planning and Community Development	Hourly	20.3434	21.3606	22.4286	23.5500	24.7275
	Biweekly	1,627.47	1,708.85	1,794.29	1,884.00	1,978.20
	Monthly	3,538.28	3,715.21	3,900.97	4,096.00	4,300.80
Director of Utility Services	Hourly	20.3805	21.3995	22.4695	23.5930	24.7726
	Biweekly	1,630.44	1,711.96	1,797.56	1,887.44	1,981.81
	Monthly	3,544.74	3,721.97	3,908.08	4,103.48	4,308.65
Fire Chief	Hourly	20.3805	21.3995	22.4695	23.5930	24.7726
	Biweekly	1,630.44	1,711.96	1,797.56	1,887.44	1,981.81
	Monthly	3,544.74	3,721.97	3,908.08	4,103.48	4,308.65
Chief of Police	Hourly	22.2911	23.4057	24.5760	25.8048	27.0950
	Biweekly	1,783.29	1,872.46	1,966.08	2,064.38	2,167.60
	Monthly	3,877.05	4,070.92	4,274.45	4,488.17	4,712.58
Economic Development Manager	Hourly	19.1215	20.0776	21.0815	22.1356	23.2424
	Biweekly	1,529.72	1,606.21	1,686.52	1,770.85	1,859.39
	Monthly	3,325.76	3,492.06	3,666.66	3,850.00	4,042.50

CITY OF MODESTO
 ALPHABETICAL LISTING OF CLASSIFICATIONS IN CITY SERVICE
 1984-85
 (Effective 6-26-84, Amended 8-7-84)

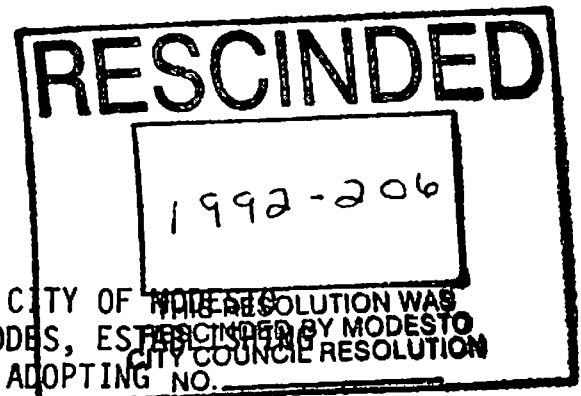
<u>Range No.</u>	<u>Title of Classification</u>	<u>Range No.</u>	<u>Title of Classification</u>
115.0	Account Clerk	429.0	Chief Electrician
122.0	Accountant I	N/A	Chief of Police
426.0	Accountant II	426.5	Chief of Survey Party
119.5	Accounting Technician	N/A	City Attorney
123.0	Accounts Examiner	N/A	City Clerk and Auditor
426.0	Administrative Analyst	N/A	City Manager
422.0	Administrative Assistant	117.5	Civil Engineering Technician I
429.0	Airport Manager	120.5	Civil Engineering Technician II
424.5	Airport Maintenance Supervisor	123.5	Civil Engineering Technician III
116.5	Animal Control Officer I	126.5	Civil Engineering Technician IV
118.5	Animal Control Officer II	114.0	Clerk Typist
426.5	Arborist	414.1	Clerk Typist (Confidential)
633.0	Assistant Chief of Police	124.0	Coach Mechanic
432.0	Assistant City Attorney I	419.5	Claims Representative
435.0	Assistant City Attorney II	119.5	Code Enforcement Specialist
421.5	Assistant City Clerk	424.0	Collections Supervisor
429.0	Assistant Civil Engineer	120.5	Community Service Officer
433.0	Assistant Director of Parks & Recreation	116.5	Computer Operator
122.5	Assistant Electrician	125.0	Construction Inspector
426.0	Assistant Planner	427.0	Cost Analyst
428.0	Assistant Property Agent	123.0	Crime Analyst
124.0	Assistant Public Services Officer		
427.0	Assistant Risk Manager	114.5	Data Entry Operator
426.0	Assistant Shop Supervisor	429.0	Data Processing Manager
433.0	Assistant to the City Manager	427.0	Deputy City Attorney I
432.0	Associate Civil Engineer	429.0	Deputy City Attorney II
429.0	Associate Planner	N/A	Deputy City Manager
		312.0	Detective
419.5	Benefits Technician	N/A	Director of Engineering Services
426.0	Budget Accountant	N/A	Director of Finance
122.0	Building Inspector I	N/A	Director of Management Services
125.0	Building Inspector II	N/A	Director of Parking and Traffic
426.5	Building Maintenance Supervisor	N/A	Director of Parks and Recreation
120.5	Building Maintenance Worker	N/A	Director of Planning and Community Development
		N/A	Director of Utility Services
434.0	Chief Building Official	117.5	Drafting Technician

ALPHABETICAL LISTING (Continued)

<u>Range No.</u>	<u>Title of Classification</u>	<u>Range No.</u>	<u>Title of Classification</u>
N/A	Economic Development Manager	426.0	Landscape Designer
426.5	Electrical Supervisor	126.0	Lead Coach Mechanic
118.5	Electrical Technician I	124.0	Lead Equipment Mechanic
120.5	Electrical Technician II	418.1	Legal Secretary
124.5	Electrician	423.5	Legal Services Supervisor
127.0	Engineering Computer Programmer	420.5	Legal Services Technician
122.5	Equipment Crew Leader		
122.0	Equipment Mechanic	120.5	Maintenance Mechanic
120.5	Equipment Operator	120.5	Maintenance Mechanic - Pumps
119.0	Equipment Service Worker	113.5	Maintenance Worker Trainee
118.5	Evidence and Property Specialist	116.5	Maintenance Worker I
420.1	Executive Secretary	118.5	Maintenance Worker II
424.0	Executive Assistant	120.5	Meter Reader/ Repair Worker
		112.5	Microfilm & Graphics Technician
430.0	Finance Division Manager	120.5	Motor Sweeper Operator
529.0	Fire Battalion Chief	424.0	Museum Supervisor
N/A	Fire Chief		
211.0	Fire Engineer	122.5	Nursery Propagator
123.0	Fire Equipment Mechanic		
210.0	Fire Fighter	109.5	Office Aide
208.0	Fire Fighter Trainee	112.0	Office Clerk
213.0	Fire Lieutenant	122.5	Office Services Supervisor
123.5	Fire Prevention Technician		
		122.5	Parking and Traffic Crew Leader
426.0	Historical Buildings Supervisor	429.0	Parking and Traffic Superintendent
120.5	Housing Conservationist	120.5	Parking Meter Worker
122.0	Housing Financial Specialist	120.5	Parks Crew Leader
432.0	Housing Program Officer	720.5	Parks Crew Leader (Y Rate)
122.0	Housing Rehabilitation Specialist I	424.5	Parks Maintenance Supervisor I
125.0	Housing Rehabilitation Specialist II	426.5	Parks Maintenance Supervisor II
		429.0	Parks Superintendent
122.0	Industrial Waste Inspector I	421.5	Payroll Technician
125.0	Industrial Waste Inspector II	432.0	Personnel Manager
		421.5	Personnel Technician
116.5	Janitor	126.5	Plan Review Engineer
122.5	Janitor Supervisor	426.5	Plan Review Engineer (MGT Benefits)
126.0	Junior Civil Engineer	117.5	Planning Technician I
		120.5	Planning Technician II
122.5	Laboratory Technician	123.5	Planning Technician III
113.5	Laborer (Unclassified)		

Range No.	Title of Classification	Range No.	Title of Classification
122.5	Plant Mechanic	119.5	Senior Computer Operator
424.5	Plant Mechanical Maintenance Supervisor	115.5	Senior Microfilm & Graphics Technician
632.0	Police Captain	416.5	Senior Personnel Clerk
114.0	Police Clerk	423.5	Senior Personnel Technician
630.0	Police Lieutenant	116.0	Senior Police Clerk
308.0	Police Officer (Trainee Step)	118.5	Senior Printing Services Operator
310.0	Police Officer	120.5	Senior Storeskeeper
425.0	Police Records Supervisor	123.0	Senior Wastewater Treatment Plant Operator
628.0	Police Sergeant	417.1	Senior Word Processing Technician
429.0	Principal Management Analyst	429.0	Shop Supervisor
432.0	Principal Planner	123.5	Social Services Coordinator
115.5	Printing Services Operator	423.5	Social Services Coordinator (MGT Benefits)
113.5	Printing Services Trainee	115.0	Stenographer Clerk
123.0	Programmer Analyst I	118.5	Storeskeeper
126.0	Programmer Analyst II	120.5	Street Trees Crew Leader
426.0	Programmer Analyst (Finance)	428.5	Supervising Building Inspector
430.0	Property Agent	428.0	Supervising Construction Inspector
116.5	Property Control Aide	428.0	Supervising Housing Rehabilitation Specialist
427.0	Public Services Officer		
120.5	Public Works Line Worker	429.0	Transit Manager
424.5	Public Works Supervisor I	120.5	Tree Trimmer
426.5	Public Works Supervisor II	720.5	Tree Trimmer (Y-Rate)
124.0	Purchasing Assistant	122.5	Tree Trimmer Crew Leader
430.0	Purchasing Officer		
		424.5	Warehouse Supervisor
112.5	Receptionist	118.5	Wastewater Treatment Plant Attendant
429.0	Recreation Superintendent	120.5	Wastewater Treatment Plant Operator
426.0	Recreation Supervisor	426.5	Wastewater Treatment Plant Supervisor
432.0	Risk Manager	432.0	Water Quality Control Superintendent
		422.0	Word Processing Supervisor
424.5	Secondary Treatment Site Supervisor	115.0	Word Processing Technician
418.1	Secretary	114.0	Word Processing Trainee
117.0	Senior Account Clerk		
428.0	Senior Accountant	125.0	Zoning Inspector
126.5	Senior Building Inspector		
426.0	Senior Buyer		

Totals: 13 City Manager, Department Heads
185 Other



MODESTO CITY COUNCIL
RESOLUTION NO. 84-544

A RESOLUTION DESIGNATING AGENCIES OF THE CITY OF MODESTO REQUIRED TO ADOPT CONFLICT OF INTEREST CODES, ESTABLISHING A DEADLINE FOR SUBMISSION OF SAID CODES, ADOPTING PROCEDURES FOR SUBMISSION THEREOF, SUPERSEDING RESOLUTION NOS. 77-27, 77-192, 77-284, 77-285, 77-498 AND 84-203, AND RESCINDING RESOLUTION NO. 77-491.

WHEREAS, pursuant to Government Code Section 87300, every local agency must adopt a conflict of interest code, and

WHEREAS, conflict of interest codes adopted by local agencies must be reviewed and approved by a code reviewing body pursuant to Government Code Section 87303, and

WHEREAS, pursuant to Government Code Section 82011, this Council is the code reviewing body for agencies of the City of Modesto, and

WHEREAS, in carrying out its responsibilities as a code reviewing body this Council must designate City agencies required to adopt a conflict of interest code, establish a deadline for submission of said conflict of interest codes, and establish procedures for submission and review of said conflict of interest codes, and

WHEREAS, Government Code Sections 87200, et seq. are applicable to the Members of the Planning Commission and preempt Modesto City Council Resolution No. 77-491 which adopted a conflict of interest code for members of the Planning Commission, and the Council therefore desires to rescind said Resolution No. 77-491,

NOW, THEREFORE, BE IT RESOLVED that each of the agencies named on the list of City agencies attached hereto as Annex "A", be, and the same hereby are, designated as agencies required to adopt a conflict of interest code and which shall submit a proposed conflict of interest code to this Council as code reviewing body, not later than the date shown on Annex "A".

BE IT FURTHER RESOLVED that Annex "B" hereto, be, and the same hereby is, adopted to establish the procedures for submission and review of conflict of interest codes by this Council as code reviewing body.

BE IT FURTHER RESOLVED that this resolution supersedes Modesto City Council Resolution Nos. 77-27, 77-192, 77-284, 77-285, 77-498 and 84-203.

BE IT FURTHER RESOLVED that Resolution No. 77-491 adopted on May 9, 1977 is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

(SEAL)

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

ANNEX "A"
AGENCIES OF THE CITY OF MODESTO
REQUIRED TO ADOPT A CONFLICT
OF INTEREST CODE

MODESTO CITY COUNCIL

CODE REVIEWING BODY

(Government Code Section 87300, et seq.)

1. The following departments of the City of Modesto shall adopt a Conflict of Interest Code and shall submit such code to the City Council of the City of Modesto as code reviewing body, not later than the dates shown:

Office of the City Manager	March 10, 1977
Office of the City Attorney	March 10, 1977
Office of the City Clerk and Auditor	March 10, 1977
Office of Economic Development	February 7, 1985
Office of Management Services	March 20, 1984
Engineering Services Department	March 20, 1984
Finance Department	March 10, 1977
Fire Department	March 10, 1977
Parking and Traffic Department	March 10, 1977
Parks and Recreation Department	March 10, 1977
Planning and Community Development Department	March 10, 1977
Police Department	March 10, 1977
Utility Services Department	March 20, 1984

2. The following boards, commissions and committees of the City of Modesto shall adopt a Conflict of Interest Code and shall submit such code to the City Council of the City of Modesto as code reviewing body, not later than the dates shown:

Board of Zoning Adjustment	March 10, 1977
Board of Appeals for Housing Code and Dangerous Building Code	March 10, 1977
Citizens Housing and Community Development Committee	March 10, 1977
Housing Maintenance and Counseling Subcommittee	March 10, 1977
Rehabilitation Loan Pool Subcommittee	March 10, 1977
Environmental Assessment Committee	March 10, 1977
License Tax Appeals Board	March 10, 1977

ANNEX "B"

PROCEDURE FOR SUBMISSION AND REVIEW OF
CONFLICT OF INTEREST CODES
MODESTO CITY COUNCIL
CODE REVIEWING BODY

(Government Code Section 87300, et seq.)

1. Each agency shall submit an original and two copies of its proposed code to the City Council by submitting them to the City Clerk, City Hall, 801 Eleventh Street, P. O. Box 642, Modesto, California, 95353, by the established deadline and with two copies of the record of action form attached thereto.
2. The proposed code shall satisfy the requirements of Government Code Section 87300, et seq. The code shall be accompanied by:
 - a. A declaration by the head of the agency declaring that the agency has satisfied the notice and hearing requirements preliminary to formulation of the code pursuant to Government Code Section 87311;
 - b. Proof of publication of notice of hearing in substantially the following form:

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the _____ (name of agency) _____ will hold a public hearing at _____ o'clock ____ .m., on _____, 19____, at _____ (place) _____, to consider adoption of a conflict of interest code pursuant to California Government Code Section 87300, et seq. A copy of the proposed conflict of interest code is on file in the office of _____, at _____

and is available for inspection at such location from 8:00 o'clock a.m. to 5:00 o'clock p.m., Monday through Friday.

- c. One copy of all written submissions made to the agency regarding the proposed code including requests for notice of hearings;
 - d. Materials justifying the designation and disclosure responsibilities of officers, employees, members, or consultants of the agency.
3. Within 40 days of submission of the proposed code to the City Council, the City Clerk shall:
- a. Notice the proposed code for hearing before the City Council, or
 - b. Return the proposed code to the agency with written recommendations for revision. Any agency which objects to the recommendations for revision may request a hearing before the City Council.
4. The hearing before the City Council shall be set within 90 days of date of receipt of the proposed code by the City Council.
5. At least 30 days prior to the hearing on the proposed code, notice thereof shall be:
- a. Published in the official newspaper of the City of Modesto.
 - b. Mailed to every person who has filed a request for notice thereof with the City Council or with the agency.
 - c. Mailed or delivered to the head of such agency.
 - d. Made available to the public in such additional form and manner as the City Council shall prescribe.

The failure to mail notice to any person as provided in this Regulation shall not invalidate any action taken by the City Council to approve a code.

6. If the proposed code is returned to the agency, a new deadline shall be established by the City Council for resubmission of the code by the agency. The revised deadline shall be no later than 60 days after the code is returned to the agency.
7. All persons wishing to challenge any provision of the proposed code may submit a concise written statement of the objections to the proposed code or appear in person at the scheduled hearing on the proposed code.
8. At the scheduled hearing on the proposed code, the City Council shall afford any agency or interested person or his or her duly authorized representative, or both, the opportunity to present statements, arguments, or contentions in writing. Oral testimony shall be encouraged; however, the time permitted for oral statements may be limited at the discretion of the City Council, but may be supplemented by written statements. The City Council shall consider all relevant matter presented to it during the public hearing, or appearing on the record of such hearing, prior to approving or revising and approving the proposed code, or returning the proposed code to the agency for revision.
9. After a hearing as provided herein, the City Council shall:
 - a. Approve the proposed code as submitted and return the code to the agency;
 - b. Revise the proposed code and approve it as revised; or
 - c. Return the proposed code to the agency for revision and resubmission within 60 days.
10. The effective date of a conflict of interest code shall be thirty (30) days after approval by the City Council. If any agency fails to submit a proposed conflict of interest code within prescribed time limits, the City Council shall act pursuant to Government Code Section 87304.

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-545**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ANTHONY AND LOIS L. MIRANDA FOR THE PURCHASE OF 1,890 MORE OR LESS SQUARE FEET OF THEIR PROPERTY NEEDED TO INSTALL SIDEWALKS ON NORWEGIAN AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Anthony and Lois L. Miranda for the purchase of 1,890 more or less square feet of their property needed to install sidewalks on Norwegian Avenue, just east of McHenry Avenue

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-546**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MARK P. AND FAYE V. KUSANOVICH FOR THE PURCHASE OF 750 MORE OR LESS SQUARE FEET OF THEIR PROPERTY NEEDED TO INSTALL SIDEWALKS ON NORWEGIAN AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Mark P. and Faye V. Kusanovich for the purchase of 750 more or less square feet of their property needed to install sidewalks on Norwegian Avenue, just east of McHenry Avenue

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-547**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND M.I.D. TO PERMIT DISCHARGE OF STORM WATERS FROM STONEBRIDGE APARTMENTS INTO M.I.D. FACILITIES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and M.I.D. to permit discharge of storm waters from Stonebridge Apartments into M.I.D. facilities at Standiford Avenue between Hahn Drive and Dale Road

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-548**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO, CITY OF CERES AND THE MODESTO IRRIGATION DISTRICT TO INCLUDE THE CITY OF CERES IN THE GROUND WATER MANAGEMENT STUDY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto, City of Ceres and the Modesto Irrigation District to include the City of Ceres in the Ground Water Management Study

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-549**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ANDREW SILVA, FOR HIS SERVICES AS GOLF PROFESSIONAL AND MANAGER OF THE CITY'S TWO GOLF COURSES, MUNICIPAL NINE HOLE AND DRYDEN

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Andrew Silva, for his services as golf professional and manager of the City's two golf courses, Municipal Nine Hole and Dryden

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 1984, by Councilmember Whiteside who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-550**

**CANCELATION OF AN
A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
SAVE MART STORES TO OPERATE A UTILITY PAY STATION AT 1612 CROWS LANDING ROAD**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
cancelation of an
that the/agreement between the City of Modesto and Save Mart Stores to
operate a utility pay station at 1612 Crows Landing Road

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said ^{cancelation of} ~~agreement~~
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 7th day of
August, 1984, by Councilmember Whiteside
who moved its adoption, which motion being duly seconded by Council-
member Muratore, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-551**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND SPENGLER'S SUPERMARKETS TO OPERATE A UTILITY PAY STATION AT 1612 CROWS LANDING ROAD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Spengler's Supermarkets to operate a utility pay station at 1612 Crows Landing Road

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 84-552

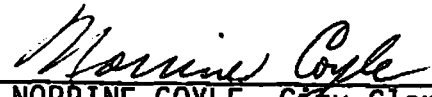
A RESOLUTION APPROVING RENTAL OF SPRAY SYSTEM FOR USE AT THE SECONDARY TREATMENT FACILITIES ON JENNINGS ROAD TO MEET STATE DISCHARGE REQUIREMENTS

WHEREAS, on July 10, 1984 the City Council authorized an increase in the sewerage operating budget to provide funding to implement measures imposed on the City by the Regional Water Quality Control Board.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that rental of a pump and piping system for a temporary spray disposal process on approximately 120 acres of City land for a rental price of \$73,658, be and hereby is approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 1984, by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Muratore , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-553

A RESOLUTION APPROVING RENTAL OF ALUMINUM PIPE REQUIRED TO SUPPLY EFFLUENT TO PRIVATE LANDS ADJACENT TO THE CITY'S WASTE TREATMENT PONDS ON JENNINGS ROAD

WHEREAS, on July 10, 1984 the City Council authorized an increase in the sewerage operating budget to provide funding to implement measures imposed on the City by the Regional Water Quality Control Board.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that rental of 13,500 linear feet of 12-inch aluminum pipe required to supply effluent to private lands adjacent to the City's waste treatment ponds on Jennings Road for a rental price of \$42,700, be and hereby is approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 1984, by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Muratore , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-554

A RESOLUTION APPROVING RENTAL OF THREE LARGE PUMPS NEEDED TO PUMP EFFLUENT THROUGH THE 12-INCH ALUMINUM PIPE AT THE CITY'S WASTE TREATMENT PONDS ON JENNINGS ROAD

WHEREAS, on July 10, 1984 the City Council authorized an increase in the sewerage operating budget to provide funding to implement measures imposed on the City by the Regional Water Quality Control Board.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that rental of three large pumps needed to pump effluent through the 12-inch aluminum pipe at the City's waste treatment ponds on Jennings Road for a rental price of \$14,640, be and hereby is approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 1984, by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Muratore , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-555**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND GREAT AMERICAN INSURANCE COMPANY FOR RENEWAL OF INSURANCE FOR CITY-OWNED ANTIQUES, ARTIFACTS, AND OIL PAINTINGS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Great American Insurance Company for renewal of insurance for City-owned antiques, artifacts, and oil paintings from August 6, 1984 through August 6, 1985

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Morrine Coyle
MORRINE COYLE, City Clerk

A RESOLUTION TRANSMITTING COPY OF PROPOSED ADVISORY MEASURE TO THE CITY ATTORNEY FOR IMPARTIAL ANALYSIS

WHEREAS, Section 5011 of the Elections Code provides that whenever any city measure, including an advisory measure, qualifies for a place on the ballot, the governing body may direct the City Clerk to transmit a copy of the measure to the City Attorney for preparation of an impartial analysis of the measure; and

WHEREAS, a copy of the advisory measure concerning a sewer trunk extension proposed for the November 6, 1984, ballot is attached hereto, marked Exhibit "A", and made a part hereof.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the City Clerk is hereby directed to transmit a copy of said advisory measure to the City Attorney for preparation of an impartial analysis explaining the effect of the measure.

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized to handle the printing and distribution of the impartial analysis.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

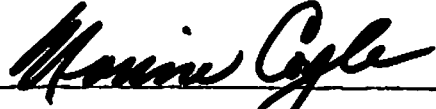
ATTEST: 
NORRINE COYLE, City Clerk

EXHIBIT "A"

Shall the City Council approve an extension of the sanitary trunk sewer line in Yosemite Boulevard from Lincoln Avenue to Claus Road to permit the urban development of the Yosemite Neighborhood west of Claus Road, as said neighborhood is shown on the Modesto Urban Area General Plan, and to provide continued service to the Empire Sanitary District, as its boundaries presently exist? This sanitary trunk sewer line is planned to be of sufficient size to provide capacity for future extension(s) of said trunk sewer line, subject to advisory vote(s) of the electorate, to serve the area between the Yosemite Neighborhood and the Santa Fe Railroad tracks not within the Empire Sanitary District boundaries.

MODESTO CITY COUNCIL
RESOLUTION NO. 84-557

A RESOLUTION OF THE CITY OF MODESTO APPROVING
THE ISSUANCE OF THE INDUSTRIAL DEVELOPMENT
AUTHORITY OF THE CITY OF MODESTO INDUSTRIAL
DEVELOPMENT REVENUE BONDS (STANISLAUS FOOD
PRODUCTS COMPANY) SERIES 1984

WHEREAS, the California Industrial Development
Financing Act, Title 10 of the California Government Code, as
supplemented and amended (the "Act"), establishes a procedure
for the sale and issuance of revenue bonds or other evidences
of indebtedness by the Industrial Development Authority of
the City of Modesto (the "Authority") for the purpose of
making loans to finance facilities maintained and operated
for industrial purposes;

WHEREAS, the City Council has, by its resolution
83-833, adopted by the City Council on December 27, 1983,
given preliminary approval for the issuance of such bonds
(the "Bonds") to fund a loan to Stanislaus Food Products
Company (the "Company") to finance the acquisition of
equipment and the renovation and expansion of an existing
plant (the "Facility") to be located within the corporate
limits of the City of Modesto, California;

WHEREAS, pursuant to Section 103(k) of the Internal
Revenue Code, as amended (the "Code"), the Bonds are required
to be approved, by the elected legislative body or an elected
representative of the governmental unit having jurisdiction

over the area in which the Facility is to be located,
following a public hearing;

WHEREAS, the City Council of the City of Modesto,
is the elected legislative body of the City of Modesto (the
"City");

WHEREAS, the Facility is located wholly within the
City of Modesto;

WHEREAS, with respect to the Bonds, on December 13,
1983, notice of a public hearing was published in The Modesto
Bee, which is a newspaper of general circulation in the
City. The notice was designed to apprise residents of the
City of the proposed issuance of the Bonds and was published
no less than 14 days before the scheduled date of the public
hearing; and

WHEREAS, on December 27, 1983, a public hearing was
held in the City Hall, 801 11th Street, Modesto, California
with respect to the issuance of the Bonds. The hearing was
conducted in a manner that provided a reasonable opportunity
for persons with differing views on both the issuance of the
Bonds and the location and nature of the Facility to be heard.

NOW, THEREFORE, BE IT RESOLVED by the City Council
of the City of Modesto:

1. After the public hearing following reasonable
public notice, this City Council hereby approves the issuance
of the Bonds to finance the costs of the Facility. This

approval is intended to comply with the provisions of Section 103(k) of the Code.

2. This resolution shall take effect immediately upon its passage.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

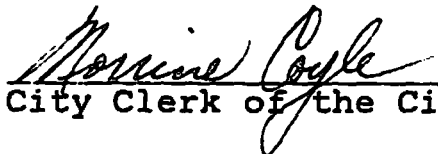
(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

I, Norrine Coyle, City Clerk of the City of Modesto, do hereby certify that the attached Resolution No. 84-557 is an original resolution, duly adopted by the Council of the City of Modesto at a regular meeting of said Council held on the 7th day of August, 1984, at which meeting a quorum was present.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Official Seal of the City of Modesto this 7th day of August, 1984.



City Clerk of the City of Modesto
(Seal)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-558

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO
AUTHORIZING THE ISSUANCE OF REVENUE BONDS FOR THE PURPOSE OF
PROVIDING FINANCING FOR MULTIFAMILY RENTAL HOUSING
DEVELOPMENT BY JRH CAPITAL INVESTMENT, INC. AND PRICE
DEVELOPMENT, INC.

WHEREAS, the City of Modesto (the "City") is authorized by Chapter 7
(commencing with Section 52075) of Part 5 of Division 31 of the Health and
Safety Code of the State of California (the "Act") to issue and sell revenue
bonds for the purpose of providing financing for the construction and
development of multifamily rental housing facilities located within the City,
and

WHEREAS, JRH Capital Investment, Inc., a California corporation, and
Price Development, Inc., a California corporation (collectively, the
"Developers") have applied to the City to issue and sell revenue bonds for the
purpose of providing financing for the acquisition of land and construction of
an approximately 363-unit multifamily rental housing development to be located
within the City on the south side of Coralwood Road west of Drago Park Drive
and approximately 42-unit multifamily rental housing unit within the City at
the intersection of Rumble Road and Louann Drive (the "Project"), and

WHEREAS, the City wishes to induce the Developers to construct the
Project and, in particular, to do so at such locations, and

WHEREAS, it is in the public interest, for the public benefit and in
furtherance of the public purposes of the City that the City authorize revenue
bonds for the aforesaid purposes,

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

SECTION 1. The City Council of the City of Modesto hereby authorizes the issuance and sale of bonds (the "Bonds") of the City pursuant to the Act in a principal amount of not to exceed Twenty Million Dollars (\$20,000,000) for the purpose of providing construction and permanent financing to the Developers, their respective successors and assigns, for the acquisition, construction and development of the Project.

SECTION 2. The issuance and sale of the Bonds shall be upon such terms and conditions as may be mutually agreed upon by the City, the Developers and the purchaser of the Bonds and subject to completion of proceedings for the issuance, sale and delivery by the City.

SECTION 3. The proceeds of the Bonds shall include such related and necessary issuance expenses, administrative costs, debt service reserves and interest payments as may be required successfully to accomplish the financing of the Project.

SECTION 4. The City Council hereby finds that the issuance of the Bonds is a substantial inducement to the Developers to acquire, construct and develop the Project and that the Project will further the public purposes of the City.

SECTION 5. The Developers shall be responsible for the payment of all costs in connection with the issuance of the Bonds, including but not limited to printing of any official statement, rating agency costs, bond

counsel fees and expenses, underwriting discount and costs, trustee fees and expenses, and the cost of printing the Bonds.

SECTION 6. This Resolution shall take effect immediately upon its passage and adoption; provided, however, that this Resolution shall have no force and effect following one (1) year from the date hereof unless either (i) the Bonds described herein shall have been sold or (ii) the City shall have extended the effective date of this Resolution by a resolution hereafter adopted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-559

A RESOLUTION APPROVING, AUTHORIZING AND DIRECTING EXECUTION OF AGREEMENT FOR BOND COUNSEL SERVICES WITH JONES, HALL, HILL & WHITE, A PROFESSIONAL LAW CORPORATION AND DESIGNATING UNDERWRITER FOR TAX-EXEMPT MULTIFAMILY HOUSING BONDS

WHEREAS, the City of Modesto (the "City") is considering undertaking certain proceedings for the revenue bond financing of a multifamily rental housing project to be constructed and developed by JRH Capital Investment, Inc., and Price Development, Inc., and it is desirable to employ bond counsel and an underwriting firm in connection therewith.

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

1. That certain agreement by and between the City and Jones, Hall, Hill & White, A Professional Law Corporation, for bond counsel services in connection with said revenue bond financing proceedings, a copy of which is on file with the City Clerk of the City, is hereby authorized. The appropriate officers of the City are hereby authorized and directed in the name and on behalf of the City to execute said agreement.
2. In connection with said financing proceedings, Bancroft, O'Connor, Chilton & Lavell, Inc. is hereby designated to act as underwriter.
3. This resolution shall take effect immediately.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 1984, by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Muratore , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: 
NORRINE COYLE City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-560

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO
AUTHORIZING THE ISSUANCE OF REVENUE BONDS FOR THE PURPOSE
OF PROVIDING FINANCING FOR MULTIFAMILY RENTAL HOUSING
DEVELOPMENT BY SHADOWBROOK INVESTMENTS

WHEREAS, the City of Modesto (the "City") is authorized by Chapter 7 (commencing with Section 52075) of Part 5 of Division 31 of the Health and Safety Code of the State of California (the "Act") to issue and sell revenue bonds for the purpose of providing financing for the construction and development of multifamily rental housing facilities located within the City; and

WHEREAS, Shadowbrook Investments, a California general partnership, (the "Developer") has applied to the City to issue and sell revenue bonds for the purpose of providing financing for the acquisition of land and construction of an approximately 296-unit multifamily rental housing development to be located within the City at the southwest corner of Standiford Drive and Hahn Drive in the City (the "Project"); and

WHEREAS, the City wishes to induce the Developer to construct the Project and, in particular, to do so at such location; and

WHEREAS, it is in the public interest, for the public benefit and in furtherance of the public purposes of the City that the City authorize revenue bonds for the aforesaid purposes;

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

Section 1. The City Council of the City of Modesto hereby authorizes the issuance and sale of bonds (the "Bonds") of the City pursuant to the Act in a principal amount of not to exceed Ten Million Dollars (\$10,000,000) for the purpose of providing construction and permanent financing to the Developer, its successors and assigns, for the acquisition, construction and development of the Project.

Section 2. The issuance and sale of the Bonds shall be upon such terms and conditions as may be mutually agreed upon by the City, the Developer and the purchaser of the Bonds and subject to completion of proceedings for the issuance, sale and delivery by the City.

Section 3. The proceeds of the Bonds shall include such related and necessary issuance expenses, administrative costs, debt service reserves and interest payments as may be required successfully to accomplish the financing of the Project.

Section 4. The City Council hereby finds that the issuance of the Bonds is a substantial inducement to the Developer to acquire, construct and develop the Project and that the Project will further the public purposes of the City.

Section 5. The Developer shall be responsible for the payment of all costs in connection with the issuance of the Bonds, including but not limited to printing of any official statement, rating agency costs, bond counsel fees and expenses, underwriting discount and costs, trustee fees and expenses, and the cost of printing the Bonds.

Section 6. This Resolution shall take effect immediately upon its passage and adoption; provided, however, that this Resolution shall have no force and effect following one (1) year from the date hereof unless either (i) the Bonds described herein shall have been sold or (ii) the City shall have extended the effective date of this Resolution by a resolution hereafter adopted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-561

A RESOLUTION APPROVING, AUTHORIZING AND DIRECTING EXECUTION OF AGREEMENT FOR BOND COUNSEL SERVICES WITH JONES, HALL, HILL & WHITE, A PROFESSIONAL LAW CORPORATION FOR MULTIFAMILY HOUSING PROJECT OF SHADOWBROOK INVESTMENTS

WHEREAS, the City of Modesto (the "City") is considering undertaking certain proceedings for the revenue bond financing of a multifamily rental housing project to be constructed and developed by Shadowbrook Investments, and it is desirable to employ bond counsel in connection therewith.

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

1. That certain agreement by and between the City and Jones, Hall, Hill & White, A Professional Law Corporation, for bond counsel services in connection with said revenue bond financing proceedings, a copy of which is on file with the City Clerk of the City, is hereby authorized. The appropriate officers of the City are hereby authorized and directed in the name and on behalf of the City to execute said agreement.


2. This resolution shall take effect immediately.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 1984, by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Muratore , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-562**

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER TRANSFER OF THE ORANGE LINE SANITATION CO., INC. FRANCHISE TO MODESTO GARBAGE CO., INC.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that August 21, 1984, at 4:00 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of transfer of the Orange Line Sanitation Co., Inc. franchise to Modesto Garbage Co., Inc.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-563**

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER A 5-YEAR
EXTENSION OF ORANGE LINE SANITATION CO., INC.'S FRANCHISE**

**BE IT HEREBY RESOLVED by the Council of the City of Modesto
that August 21 1984 , at 4:00 P.M. in the Council Cham-
bers, City Hall, 801 Eleventh Street, Modesto, California, is hereby
set as the time and place for consideration of a 5-year extension
of Orange Line Sanitation Co., Inc.'s franchise.**

**The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 7th day of
August, 1984, by Councilmember Lang, who
moved its adoption, which motion being duly seconded by Councilmember
Muratore, was upon roll call carried and the resolution
adopted by the following vote:**

**AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Whiteside,
Mayor Mensinger**

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

**ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 84-564

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE GENERAL AVIATION VEHICLE PARKING AREA

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

SECTION 1. The plans and specifications for the general aviation
vehicle parking area

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on August 28, 1984, at 11:00 a.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 14th day of August, 1984,
by Councilmember Sutton, who moved its adoption, which motion
being duly seconded by Councilmember Patterson, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-565

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR PURCHASING SEVEN DETECTIVE SEDANS

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

SECTION 1. The plans and specifications for purchase of seven
detective sedans

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on September 11, 1984, at 3:00 p.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 14th day of August, 1984,
by Councilmember Sutton, who moved its adoption, which motion
being duly seconded by Councilmember Patterson, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-566

A RESOLUTION ACCEPTING THE BID OF TEICHERT CONSTRUCTION FOR THE CONSTRUCTION OF OAKDALE ROAD FROM 292.5 FEET NORTH OF BRIGGSMORE AVENUE TO FLOYD AVENUE

WHEREAS, Resolution No. 84-391, adopted by the Council of the City of Modesto on June 19, 1984, approved the plans and specifications for the construction of Oakdale Road from 292.5 feet north of Briggsmore to Floyd Avenue and authorized the calling for bids; and


WHEREAS, the bids received for the construction of Oakdale Road from 292.5 feet north of Briggsmore Avenue to Floyd Avenue were opened at 11:00 a.m. on July 17, 1984, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Teichert Construction in the amount of \$484,092.70 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Teichert Construction in the amount of \$484,092.70 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of August, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-567

A RESOLUTION ACCEPTING THE BID OF GEORGE REED, INC. FOR SUNRISE AVENUE RECONSTRUCTION FROM LUCERN TO BRIGGSMORE AVENUE

WHEREAS, Resolution No.84-474, adopted by the Council of the City of Modesto on July 17, 1984 , approved the plans and specifications for the Sunrise Avenue reconstruction from Lucern to Briggsmore Avenue and authorized the calling for bids; and

WHEREAS, the bids received for the Sunrise Avenue reconstruction from Lucern to Briggsmore Avenue were opened at 11:05 a.m. on August 7, 1984 , and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of George Reed, Inc. in the amount of \$187,108 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of George Reed, Inc. in the amount of \$187,108 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of August , 19 84, by Councilmember Sutton , who moved its adoption, which motion being duly seconded by Councilmember Patterson , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: 
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-568**

A RESOLUTION ACCEPTING THE REMOVAL OF DENNET DAM AS COMPLETE

**WHEREAS, a report has been filed by the Director of
Engineering that the removal of Dennet Dam**

has been completed by Three Rivers Construction

in accordance with the contract agreement dated June 26, 1984.

**NOW, THEREFORE, BE IT RESOLVED that the removal of Dennet
Dam**

be accepted from said contractor, Three Rivers Construction;

**that notice of completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$20,840
as provided in the contract, be authorized.**

**The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 14th day of
August, 1984, by Councilmember Sutton, who
moved its adoption, which motion being duly seconded by Councilmember
Patterson, was upon roll call carried and the resolution
adopted by the following vote:**

**AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger**

NOES: Councilmembers: None

ABSENT: Councilmembers: None

**ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 84-569

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF POLICE RADIO EQUIPMENT FROM MOTOROLA, INC.

WHEREAS, the Police Department is requesting the purchase of twenty-six mobile radios and related equipment to replace vintage radios presently in service; and

WHEREAS, it is deemed desirable that equipment be compatible with Motorola equipment in service and it is therefore requested that formal bid procedures be waived for the current year's radio requirements.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of Police radio equipment, is hereby waived.

BE IT FURTHER RESOLVED that purchase of Police radio equipment from Motorola, Inc., for the total price of \$91,705, is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of August, 1984, by Councilmember Sutton , who moved its adoption, which motion being duly seconded by Councilmember Patterson , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:



NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-570**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND HAILWOOD, INC. THAT WILL ALLOW THE CITY TO DISPOSE OF WASTE TREATMENT WATER ON THE CHASE RANCH FOR IRRIGATION USE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Hailwood, Inc. that will allow the City to dispose of waste treatment water on the Chase Ranch for irrigation use

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of August, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-571**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JOHN J., SR. AND LUCILE GULLATT FOR THE PURCHASE OF 0.009 MORE OR LESS ACRE OF THEIR PROPERTY NEEDED TO INSTALL SIDEWALKS ON CALIFORNIA AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and John J., Sr. and Lucile Gullatt for the purchase of 0.009 more or less acre of their property needed to install sidewalks on California Avenue just east of Emerald Avenue be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of August, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-572**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND BOB AND CHARLOTTE GREEN AND CHARLES AND DOROTHY WARNER FOR THE PURCHASE OF 0.025 MORE OR LESS ACRE OF THEIR PROPERTY NEEDED TO INSTALL SIDEWALKS ON CALIFORNIA AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Bob and Charlotte Green and Charles and Dorothy Warner for the purchase of 0.025 more or less acre of their property needed to install sidewalks on California Avenue, just east of Emerald Avenue be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of August, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-573**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND PETER R. KWETT FOR THE PURCHASE OF 0.028 MORE OR LESS ACRE OF HIS PROPERTY NEEDED TO INSTALL SIDEWALKS ON CALIFORNIA AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Peter R. Kwett for the purchase of 0.028 more or less acre of his property needed to install sidewalks on California Avenue, just east of Emerald Avenue

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of August, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-574**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
R.E. NEFF FOR CONSTRUCTION INSPECTION SERVICES**

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and R.E. Neff for construction inspection services for the construction of Oakdale Road from 292.5 feet north of Briggsmore Avenue to Floyd Avenue

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of August, 1984, by Councilmember Sutton,

who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-575

A RESOLUTION OF INTENTION TO VACATE AND ABANDON THE 20-FOOT PUBLIC ALLEY IN BLOCK 105 OF THE CITY OF MODESTO.

WHEREAS, McClatchy Newspapers, Inc. requested that the City of Modesto vacate and abandon the 20-foot public alley in Block 105, bounded by 13th, 14th, H and I Streets, of the City of Modesto, and

WHEREAS, the City Council referred the request of McClatchy Newspapers, Inc. to the Planning Commission for a report and recommendation, and

WHEREAS, a title report was submitted with the abandonment request which vests fee title to the alley right-of-way in McClatchy Newspapers, Inc., which is the adjacent landowner and proponent of the abandonment, and

WHEREAS, the proposed alley abandonment has been referred to affected City departments and the local utility companies. Replies have been received, and no objections to the proposed alley abandonment have been received subject to appropriate arrangements for existing utility lines, and

WHEREAS, notices of an informal public hearing to consider the request to abandon the 20-foot public alley in Block 105 were posted in the area, and said hearing was held by the Planning Commission on July 16, 1984, and

WHEREAS, the Planning Commission by Resolution No. 84-128, adopted July 16, 1984, found and determined as follows:

1. McClatchy Newspapers, Inc., is the owner of all property in Block 105, and abandonment of the alley is in the public interest to allow consolidation of the properties for development purposes.
2. Various utility lines are located in the alley and appropriate arrangements for relocation or abandonment of the lines must be made prior to final abandonment action by the City Council.
3. The alley is not necessary to serve present or future traffic needs in the area.

and

WHEREAS, the Planning Commission by said Resolution No. 84-128 recommended to the City Council that the 20-foot public alley in Block 105 be vacated and abandoned, subject to the following conditions:

1. That prior to final abandonment action by the City Council the applicant shall make arrangements with affected utility companies for relocation or modification of utility lines and written releases shall be submitted to the City.
2. That prior to final abandonment action by the City Council the applicant shall execute an abandonment agreement in a form to be approved by the City Attorney. Said agreement shall contain substantially the following provisions:

That within 90 days following final abandonment action by the City Council the property owner shall construct appropriate barriers across the abandoned alley right-of-way to physically close the alley to through traffic or shall take other measures to preclude appearance and use as a public alley. Said barriers or other measures shall be subject to approval by the Director of Engineering Services.

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

SECTION 1. The Council of the City of Modesto hereby declares its intention to vacate and abandon the 20-foot public alley in Block 105, bounded by 13th, 14th, H and I Streets, subject to the conditions recommended by the

Planning Commission and hereinabove set forth. Said proposed vacation and abandonment is more particularly shown on that certain map entitled "Vacate and Abandon 20-Foot Alley in Block 105 LD84-B," dated April, 1984, which is on file in the office of the City Clerk, and more particularly described on Exhibit "A" attached hereto, and by this reference made a part hereof as though set forth in full herein.

SECTION 2. The Council of the City of Modesto hereby elects to proceed with the proposed vacation and abandonment of said public alley referred to above, pursuant to the provisions of Division 9, Part 3, of the Streets and Highways Code of the State of California.

SECTION 3. Notice is hereby given that September 4, 1984, at the hour of 4:00 p.m., in the Council Chambers, 801 11th Street, Modesto, California, is hereby fixed as the time and place for hearing all persons interested in or objecting to the proposed vacation and abandonment.

SECTION 4. The City Clerk is hereby directed to cause to be published in full in The Modesto Bee, the official newspaper of the City of Modesto, the date, place and hour of said hearing once each week for two (2) successive weeks before the date set for said hearing.

SECTION 5. The Director of Planning and Community Development is hereby directed to cause notices of the proposed public alley vacation and abandonment in Block 105, bounded by 13th, 14th, H and I Streets, to be posted conspicuously along the line of said public alley proposed to be vacated and abandoned at least fourteen (14) days before the date set for the hearing. At least three (3) such notices shall be posted. Such notices shall state the

passage of this Resolution of Intention, the time and place for the hearing, and shall describe the alley right-of-way proposed to be abandoned.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of August, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

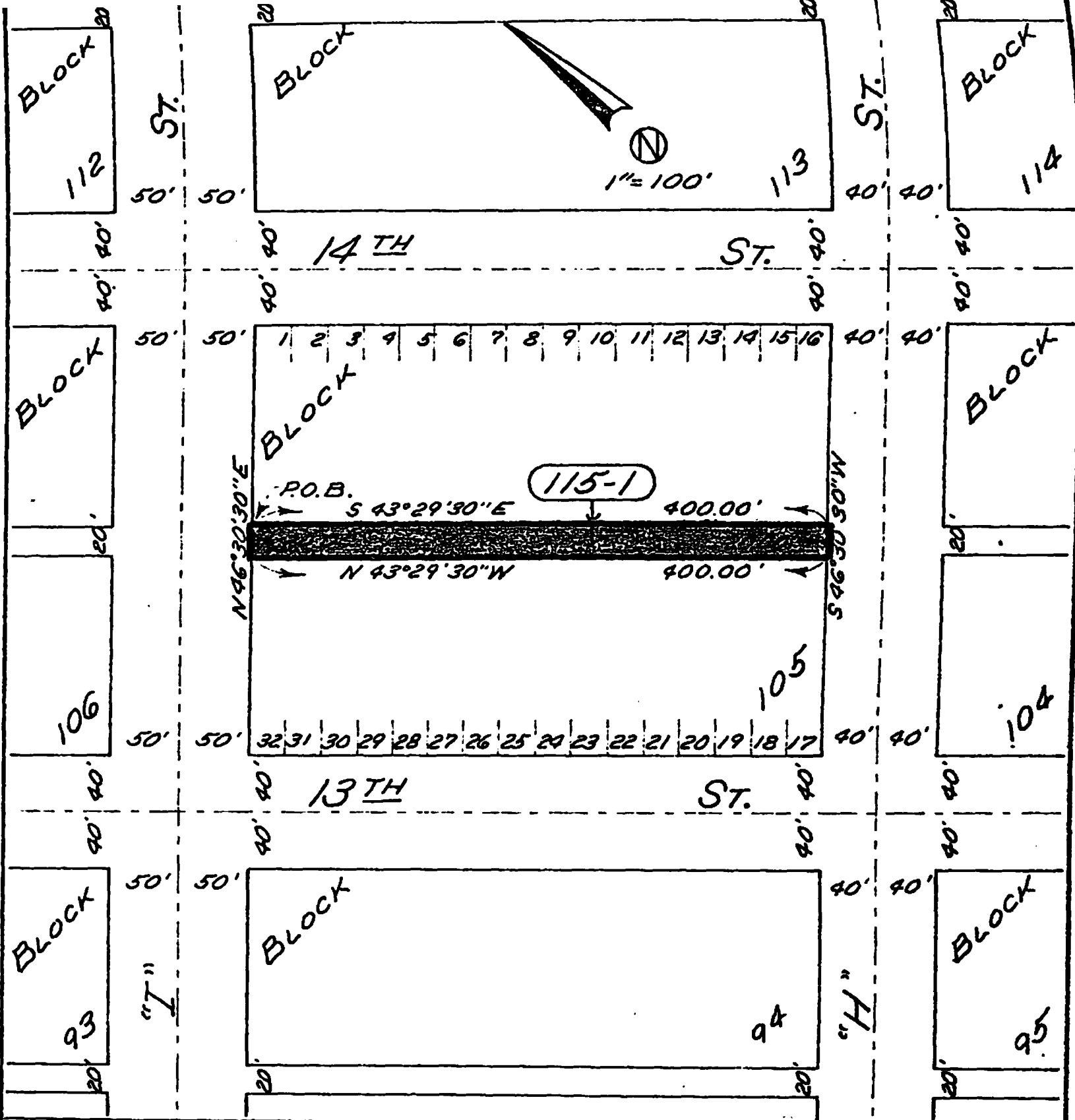
(SEAL)


APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By Richard Seal
Engineering Services Department



RECOMMENDED BY:		DATE	BY
 JERRY BUTLER			
CITY OF MODESTO DEPARTMENT OF ENGINEERING ALFRED KAUFMAN DIRECTOR		VACATE AND ABANDON 20-FOOT ALLEY IN BLOCK 105 LD 84-B	
R.E. 6743			
DATE	DRAWN	CHECKED	FILE NUMBER
APRIL, 1984	J. Christiansen		4-A-677
		FLD. BK. & PG.	W. O. NO.

VACATE AND ABANDON 20-FOOT ALLEY IN BLOCK 105

All that real property in the State of California, County of Stanislaus, City of Modesto, being a portion of the Southeast quarter of Section 29, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

That portion of the 20-foot alley in Block 105 as delineated on the Official Map of the City of Modesto, as per map filed December 21, 1942 in Volume 15 of Maps, Stanislaus County Records, more particularly described as follows:

Beginning at the most Westerly corner of Lot 1 in Block 105, said point being on the Northeastern line of the 20.00 foot alley in said Block 105; thence along said Northeastern line of said alley, South $43^{\circ}29'30''$ East, 400.00 feet, to the most Southerly corner of Lot 16 in Block 105, said point being on the Northwestern line of 80.00 feet "H" Street; thence along said Northwestern line of "H" Street, South $46^{\circ}30'30''$ West, 20.00 feet, to the most Easterly corner of Lot 17 in Block 105, said point being on the Southwestern line of the 20.00 foot alley in Block 105; thence along said Southwestern line of said alley, North $43^{\circ}29'30''$ West, 400.00 feet, to the most Northerly corner of Lot 32 in Block 105, said point being on the Southeastern line of 100.00 foot "I" Street; thence along said Southeastern line of "I" Street, North $46^{\circ}30'30''$ East, 20.00 feet, to the point of beginning.

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-576**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
CALTRANS FOR BUS SERVICE BETWEEN MODESTO AND THE RIVERBANK AMTRAK STATION**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Caltrans for
bus service between Modesto and the Riverbank AMTRAK Station to operate from
October 1, 1984 through March 30, 1985

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 14th day of
August, 1984, by Councilmember Sutton
who moved its adoption, which motion being duly seconded by Council-
member Sutton, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-577

A RESOLUTION APPROVING THE FINAL MAP OF THE
WALNUT COVE
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, SHIMON AMADIN and MEEKEL AMADIN, husband and wife,
_____ is/are possessed of a tract of land
situate in the City of Modesto, County of Stanislaus, consisting of 4.06 acres,
known as the Walnut Cove Subdivision, and

WHEREAS, a tentative map of said tract was approved by the City
Planning Commission on the 15th day of September, 1980, and

WHEREAS, the Secretary of the Planning Commission of the City of
Modesto has certified that the final map of said tract substantially conforms to
the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that
the final map of said Walnut Cove Subdivision
meets all of the provisions of the California Subdivision Map Act and the provisions
of the Modesto Municipal Code relating to subdivisions, and that the map is
technically correct, and

WHEREAS, all public improvements required by the City of Modesto have
been completed in said tract,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that said final map be approved; that the improvements completed in said tract be
accepted; that the streets, alleys and easements as shown thereon within the
boundaries of said tract be accepted on behalf of the public for public use; and
that the City Clerk be authorized to certify the map of said tract on behalf of
the City of Modesto after the fees and deposits required by the Modesto Municipal

Code in amounts determined by the City Engineer have been paid.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of August, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-578**

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER AN AMENDMENT TO THE MUNICIPAL CODE PERTAINING TO SIDEYARD REQUIREMENTS IN THE R-1 ZONE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that September 4, 1984, at 4:00 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of an amendment to the Municipal Code pertaining to sideyard requirements in the R-1 Zone.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of August, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-579

A RESOLUTION OF APPRECIATION FOR THE CONTRIBUTION OF THE
MODESTO-STANISLAUS GIRLS WATER POLO TEAM.

WHEREAS, the Modesto-Stanislaus Girls Water Polo Team won the Junior
National Outdoor Water Polo Championship in Syracuse, New York, and

WHEREAS, it was the first national title for Modesto-Stanislaus
after finishing second place in both 1982 and 1983, and

WHEREAS, not only has Modesto-Stanislaus had team success, but
individuals from the team have represented the United States at an
international level and have also made All-American teams, and

WHEREAS, the team represents Modesto and its achievements add to
Modesto's pride,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that commendation and congratulations be expressed to Coach Brent Bohlender
and the following team members for their notable record of accomplishment:

Janell Lowe	Michelle Carroll	Jamie Hume
Agnes Denouden	Angie Bateman	Stacey Friedman
Cyndee Jones	Marni Ward	Christin DeSalles
Allison Link	Amy Halley	Dana Armstrong
Jill Dellamora	Leigh Shupp	

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 14th day of August,
1984, by Councilmember Sutton, who moved its adoption, which motion

being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
for ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-580

A RESOLUTION ENDORSING THE DESIGNATION OF THE PORTION OF HIGHWAY 99 WITHIN THE CITY OF MODESTO AND THE COUNTY OF STANISLAUS AS THE JOHN G. VENEMAN FREEWAY.

WHEREAS, John G. Veneman served the residents of the County of Stanislaus in the capacity of both a County Supervisor and a State Assemblyman, and

WHEREAS, as a County Supervisor and State Assemblyman John G. Veneman initiated and actively supported projects to upgrade Highway 99 in the City of Modesto and the County of Stanislaus, and

WHEREAS, upon request of Public Utilities Commissioner William T. Bagley, Assemblyman Lou Papan proposes to introduce a joint resolution in the State Legislature to designate the portion of Highway 99 within the County of Stanislaus, including the City of Modesto, as the John G. Veneman Freeway, and

WHEREAS, the Council of the City of Modesto desires to endorse the proposed commemorative designation in recognition of John G. Veneman's dedicated years of public service,


NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby endorse the proposed designation of the portion of Highway 99 within the City of Modesto and the County of Stanislaus as the John G. Veneman Freeway.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of August, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger


NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-581

A RESOLUTION CONSENTING TO THE SALE AND TRANSFER BY RONALD AND DIANE DRISCOLL TO MODESTO GARBAGE COMPANY, INC. OF ALL OF THE OUSTANDING STOCK OF ORANGE LINE SANITATION COMPANY, INC.

WHEREAS, Orange Line Sanitation Company, Inc., a California corporation, has a license from the City of Modesto for the collection of garbage, and

WHEREAS, Ronald and Diane Driscoll own all of the outstanding stock of Orange Line Sanitation Company, Inc., and

WHEREAS, Section 5-5.30 of the Modesto Municipal Code provides that no ownership interest in a company which has a license from the City of Modesto for the collection of garbage and industrial garbage may be sold or transferred without the prior written consent of the City Council granted after a public hearing thereon, and

WHEREAS, requests have been received by the Council of the City of Modesto from Ronald and Diane Driscoll and Modesto Garbage Company, Inc. for approval of the sale and transfer of all of the outstanding stock of Orange Line Sanitation Company, Inc. from Ronald and Diane Driscoll to Modesto Garbage Company, Inc., and

WHEREAS, a public hearing was held by the Council on August 21, 1984, at which hearing the requested sale and transfer by Ronald and Diane Driscoll to Modesto Garbage Company, Inc. of all of the outstanding stock of Orange Line Sanitation Company, Inc., as set forth above, was considered, and all persons desiring to be heard were given the opportunity to do so and evidence both oral and written was received and considered,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby consents to the sale and transfer by Ronald and Diane Driscoll to Modesto Garbage Company, Inc. of all of the outstanding stock of Orange Line Sanitation Company, Inc.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of August, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-582

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO GIVING PUBLIC APPROVAL TO THE ISSUANCE OF CITY OF MODESTO ECONOMIC DEVELOPMENT REVENUE BONDS FOR THE PURPOSE OF PROVIDING FINANCING TO BENEDICT V. CIPPONERI AND ANGELA CIPPONERI.

WHEREAS, the City of Modesto (the "City") proposes to issue economic development revenue bonds for the purpose of financing the construction of a certain convalescent home project and related auxiliary facilities, to be known as the Evergreen Convalescent Home, by Benedict V. Cipponeri and Angela Cipponeri (collectively the "Company"), and

WHEREAS, it is intended that the interest paid on the Bonds by the City be excludable from gross income for the purposes of Federal income taxes, and

WHEREAS, Section 103(k) of the Internal Revenue Code of 1954, as amended, requires that the applicable elected representative of the City shall approve, after public hearing following reasonable public notice, the issuance of such bonds by the City, and

WHEREAS, this Council is the applicable elected representative of the City and this Council has held on the date hereof a public hearing following reasonable public notice on the question of whether this Council should approve the issuance of economic development revenue bonds by the City, and all persons requesting to be heard have been heard,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby approve the issuance of economic development revenue bonds by the City, upon such terms and conditions as may be agreed upon by the City, the Company and the Purchaser of said Bonds, in a principal amount of not to exceed \$3,000,000 for the purpose of providing financing to the Company for the construction of a convalescent home and related auxiliary facilities to be located at 2030 Evergreen Avenue in the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of August, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: Lang

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

RESOLUTION NO. 84-583

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO
AUTHORIZING THE ISSUANCE OF \$2,875,000 PRINCIPAL AMOUNT OF
CITY OF MODESTO, CALIFORNIA, ECONOMIC DEVELOPMENT REVENUE BONDS
(FHA INSURED MORTGAGE LOAN - EVERGREEN CONVALESCENT HOME PROJECT) AND
AUTHORIZING AND DIRECTING EXECUTION OF THE TRUST INDENTURE, THE
SUPPLEMENTAL LOAN AGREEMENT, THE BOND PURCHASE AGREEMENT,
AND AUTHORIZING THE EXECUTION OF AND APPROVING OFFICIAL STATEMENT
AND RELATED DOCUMENTS, AGREEMENTS AND ACTIONS

WHEREAS, the City of Modesto (the "City") is a chartered city of the State of California, duly created and existing under the Constitution of the State of California, and empowered to issue its economic development and Revenue bonds or notes for the purpose of providing financing for the construction, acquisition and expansion of economic facilities within the City, pursuant to its Ordinance No. 2137-C.S. (the "Ordinance");

WHEREAS, Benedict V. Cipponeri and Angela Cipponeri (the "Company") have jointly applied to the City for financing in connection with the construction of a certain convalescent home facility to be located within the City (the "Project");

WHEREAS, the City Council of the City of Modesto on the 24th day of July, 1984, did adopt Resolution No. 84-525 entitled "A Resolution of the City of Modesto Authorizing the Issuance of City of Modesto Economic Development Revenue Bonds for the Purpose of Assisting in the Financing of a Convalescent Home and Related Facilities By Benedict V. Cipponeri and Angela Cipponeri" and did therein, among other things, approve the issuance of the bonds of the City pursuant to Ordinance No. 2137-C.S. (the "Inducement Resolution");

WHEREAS, the City of Modesto has determined to issue, pursuant to an indenture of trust (the "Trust Indenture") dated as of August 1, 1984, its economic development revenue bonds to provide financing for the Project;

WHEREAS, the Company has complied with or is able to comply with all applicable requirements of the Ordinance No. 2137-C.S.;

WHEREAS, the City desires to enter into an agreement entitled "Supplemental Loan Agreement Relating to Evergreen Convalescent Home Project" with the Trustee and the Company and dated as of August 1, 1984, setting forth the terms and conditions for the making of such loan to the Company;

WHEREAS, Smith Barney, Harris Upham & Co., Incorporated (the "Purchaser") has agreed to purchase the City of Modesto, California, Economic Development Revenue Bonds (FHA Insured Mortgage Loan - Evergreen Convalescent Home Project) (the "Bonds"), to be issued under this Resolution;

WHEREAS, the City desires to enter into an agreement entitled "Bond Purchase Agreement" with the Purchaser setting forth the terms and conditions for the purchase of the Bonds by the Purchaser;

WHEREAS, the City Council has reviewed said agreements and approved the terms thereof; and

WHEREAS, the City of Modesto pursuant to Section 103(n) of the Internal Revenue Code of 1954 as amended, (the "Code") and the Proclamation of the Governor of the State of California dated as of July 19, 1984, (the "Proclamation") desires to allocate \$2,875,000 of its Private Activity Bond Limit (as defined in the Proclamation) to the Project;

NOW, THEREFORE, IT IS HEREBY ORDERED AS FOLLOWS:

Section 1. Issuance of Bonds and Bond Form. The Bonds are authorized to be issued in the principal amount of \$2,875,000 pursuant to the Indenture submitted to the City at this meeting, which Indenture and form of Bond are hereby approved in substantially the form presented to the City Council and on file with the City Clerk, together with any additions thereto or changes therein deemed necessary or advisable by Jones Hall Hill & White, A Professional Law Corporation as bond counsel to the City ("Bond Counsel") and by the City Attorney. The City Manager is hereby authorized and directed to execute and the City Clerk is hereby authorized and directed to attest and affix the seal of the City to the Indenture for and in the name and on behalf of the City. The City Manager's signature thereto signifies approval of the changes in the Indenture form presented herewith. The City hereby allocates \$2,875,000 of its Private Activity Bond Limit to this Project.

Section 2. Approval of Supplemental Regulatory Agreement. That certain agreement between the City and the Company, entitled "Supplemental Loan Agreement Relating to Evergreen Convalescent Home Project" dated as of August 1, 1984, in substantially the form presented to the City Council and on file with the City Clerk, together with any additions thereto or changes therein deemed necessary or advisable by Bond Counsel to the City and by the City Attorney, is hereby approved and the City Manager is hereby authorized and directed to execute said agreement in the name and on behalf of the City, and the City Clerk is hereby authorized and directed to attest and affix the seal of the City to said agreement. Said agreement shall be executed and delivered to the respective parties upon the delivery of the \$2,875,000 City of Modesto, California, Economic Development Revenue Bonds (FHA Insured Mortgage Loan - Evergreen Convalescent Home Project).

Section 3. Approval of Bond Purchase Agreement. The Bond Purchase Agreement (the "Bond Purchase Agreement"), in substantially the form presented by the Purchaser to the City Council, together with any additions thereto or

changes therein deemed necessary or advisable by Bond Counsel to the City and the City Attorney, is hereby accepted, and the City Manager and City Clerk are hereby authorized and directed to execute, attest and deliver said Bond Purchase Agreement, for and in the name and on the behalf of the City. The City Manager's signature thereto signifies approval of the changes in the form of the Bond Purchase Agreement presented.

Section 4. Execution and Delivery of Bonds. The Mayor, the City Clerk and other officers of the City are each hereby authorized and directed to execute, and the Trustee is authorized and directed to execute and deliver, the Bonds to the Underwriter in accordance with the Bond Purchase Agreement.

Section 5. Approval of Official Statement. The Preliminary Official Statement, in the form submitted to this meeting by the Purchaser, is hereby approved, and the Mayor is hereby authorized and directed to execute the Final Official Statement, for and in the name and on behalf of the City, and to approve any additions to or changes in the form of said Preliminary Official Statement deemed necessary or advisable by Bond Counsel to the City and by the City Attorney, such approval to be conclusively evidenced by his execution of said Final Official Statement. The Purchaser, as purchaser of the Bonds, is hereby authorized to distribute copies of said Preliminary and Final Official Statement (as so added to or changed) in connection with their reoffering and resale of the Bonds.

Section 6. General Authorization. All actions heretofore taken by the officers and agents of the City with respect to the sale and issuance of the Bonds are hereby approved, confirmed and ratified, and the Mayor, the Director of Finance, the City Manager, the City Clerk and any and all other officers of the City are hereby authorized and directed, for and in the name and on behalf of the City, to do any and all things, take any and all actions, and execute and deliver any and all certificates, requisitions, agreements and other documents, including but not limited to the Supplemental Loan Agreement and those described in the Bond Purchase Agreement, which they, or any of them, may deem necessary or advisable in order to consummate the lawful issuance and delivery of the Bonds in accordance with the Bond Purchase Agreement and this resolution.

Section 7. Effective Date. This resolution shall take effect immediately.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of August, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: Lang

ATTEST:



Norrine Coyle, City Clerk

SEAL

APPROVED AS TO FORM:

By 
for Erwyn K. Johnson, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-584**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JONES, HALL, HILL AND WHITE TO SERVE AS BOND COUNSEL ON THE ISSUANCE OF REVENUE BONDS FOR BENEDICT AND ANGELA CIPPONERI (EVERGREEN CONVALESCENT HOME)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Jones, Hall, Hill and White to serve as bond counsel on the issuance of revenue bonds for Benedict and Angela Cipponeri for the expansion of Evergreen Convalescent Home, located on Evergreen Avenue at Angela Lane be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of August, 1984, by Councilmember Muratore who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-585

A RESOLUTION ACCEPTING THE BID OF SIERRA VILLAGE CONSTRUCTION FOR RESIDENTIAL ALLEY PAVING PROGRAM, PROJECT NO. 11

WHEREAS, Resolution No.84-473, adopted by the Council of the City of Modesto on July 17, 1984 , approved the plans and specifications for the residential alley paving program, Project No. 11 and authorized the calling for bids; and

WHEREAS, the bids received for the residential alley paving program, Project No. 11 were opened at 11:00 a.m. on August 7, 1984 , and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Sierra Village Construction in the amount of \$74,937 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Sierra Village Construction in the amount of \$74,937 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of August , 19 84, by Councilmember Patterson , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Patterson, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang, Sutton

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-586

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR FURNISHING WANG WORD PROCESSING EQUIPMENT

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

SECTION 1. The plans and specifications for furnishing Wang word processing equipment

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on September 25, 1984, at 3:15 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of August, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-587

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR FURNISHING ONE GARDEN REFUSE PACKER TRUCK

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

SECTION 1. The plans and specifications for furnishing one garden
refuse packer truck

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on September 25, 1984, at 3:00 p.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 21st day of August, 1984,
by Councilmember Whiteside, who moved its adoption, which motion
being duly seconded by Councilmember Muratore, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-588

A RESOLUTION ACCEPTING THE BID OF PAC POWER FOR FURNISHING ONE AERIAL LIFT TRUCK

WHEREAS, Resolution No.84-447, adopted by the Council of the City of Modesto on July 3, 1984, approved the plans and specifications for the purchase of one aerial lift truck and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of one aerial lift truck were opened at 3:00 p.m. on July 31, 1984, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Pac Power in the amount of \$62,913 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Pac Power in the amount of \$62,913 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of August, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:


NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-589**

**A RESOLUTION ACCEPTING THE INSTALLATION OF PLAYGROUND APPARATUS AT EAST
LA LOMA PARK AS COMPLETE**

**WHEREAS, a report has been filed by the Director of Engineering
that the installation of playground apparatus at East
La Loma Park
has been completed by Conco-West, Inc.**

in accordance with the contract agreement dated December 13, 1983.

**NOW, THEREFORE, BE IT RESOLVED that the installation of
playground apparatus at East La Loma Park
be accepted from said contractor, Conco-West, Inc.;**

**that notice of completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$28,340
as provided in the contract, be authorized.**

**The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 21st day of
August, 19 84, by Councilmember Whiteside, who
moved its adoption, which motion being duly seconded by Councilmember
Muratore, was upon roll call carried and the resolution
adopted by the following vote:**

- | | | |
|----------------|------------------------|--|
| AYES: | Councilmembers: | Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger |
| NOES: | Councilmembers: | None |
| ABSENT: | Councilmembers: | None |

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-590

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF THREE
GARDEN REFUSE CLAWS FROM NIXON-EGLI

WHEREAS, the Service Division is requesting the purchase of three garden refuse claws which will be installed by City shop crews on industrial loaders; and

WHEREAS, the garden refuse claw is available from only one source, Nison-Egli, located in Hayward, California.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of three garden refuse claws is hereby waived.

BE IT FURTHER RESOLVED that the purchase of three garden refuse claws from Nixon-Egli for the total amount of \$24,393 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of July, 1984, by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Muratore , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-591

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND CALTRANS, FOR 90% FUNDING OF 1,525 FEET OF GUARD RAIL ON MORTON BOULEVARD AND RESCINDING RESOLUTION NO. 84-453

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Caltrans for 90% funding of 1,525 feet of guard rail on Morton Boulevard be, and it is hereby approved.

BE IT FURTHER RESOLVED that Resolution No. 84-453, adopted on July 3, 1984, is hereby rescinded.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of August, 1984, by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Muratore , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-592**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
FEDERAL EXPRESS CORPORATION FOR PLACEMENT OF AN OVERNIGHT DELIVERY COUNTER AT
THE AIRPORT**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Federal Express
Corporation for placement of an overnight delivery counter at the Airport

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 21st day of
August, 1984, by Councilmember Whiteside
who moved its adoption, which motion being duly seconded by Council-
member Muratore, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

A RESOLUTION ACCEPTING IMPROVEMENTS IN WALNUT TREE ESTATES SUBDIVISION AND
AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, Allen Grant Construction Company, Inc. , subdividers of Walnut Tree Estates Subdivision , have filed subdivision bonds for faithful performance and labor and materials in the amount of \$828,700.00 and \$414,350.00 respectively to guarantee improvements in Walnut Tree Estates ; and

WHEREAS, the Director of Public Works in a memorandum dated August 21, 1984 , indicates that all work required by the subdivision agreement has been completed to the satisfaction of the Public Works Department; and

WHEREAS, the Director of Public Works has indicated that it would be in order for the City Council to accept the improvements in said subdivision as complete and authorize the City Clerk to file notice of completion and release the subdivision bonds upon expiration of the statutory period.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto:

1. The improvements in Walnut Tree Estates Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the subdivision bond for faithful performance in the amount of \$828,700.00 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the subdivision bond for labor and materials in the amount of \$ 414,350.00 upon expiration of the statutory period.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of August , 1984 by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:



NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-594

A RESOLUTION ACCEPTING A FEDERAL CONSTRUCTION GRANT FROM THE ENVIRONMENTAL PROTECTION AGENCY (EPA) FOR WATER QUALITY CONTROL PLANT IMPROVEMENTS AND DISPOSAL FACILITIES (UNITS 2 AND 3)

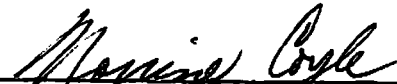
WHEREAS, on August 9, 1984, we received a construction grant offer from the Environmental Protection Agency (EPA) to cover the federal portions of the costs of construction for Units 2 and 3 of the Water Quality Control Plant Improvement Project.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that the Federal construction grant from the Environmental Protection Agency (EPA) for Water Quality Control Plant improvements and disposal facilities (Units 2 and 3) in the amount of \$33,307,500 which is 75% of the cost, be and hereby is, accepted.

BE IT FURTHER RESOLVED that the execution of the grant acceptance by the City's designated official, Garth Lipsky, City Manager, be and it is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of August, 1984, by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Muratore , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-595

A RESOLUTION AMENDING THE ANNUAL BUDGET OF THE CITY OF
MODESTO FOR FISCAL YEAR 1984-85 TO PROVIDE FINANCING FOR THE
REPAIR OF CITY VEHICLES.

WHEREAS, the Council of the City of Modesto desires to amend the
Budget of the City of Modesto to provide financing to City Vehicles to improve
the appearance of said vehicles, and

WHEREAS, it is necessary to amend the Annual Budget of the City of
Modesto for Fiscal Year 1984-85 to provide said financing.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the following changes be made to the Annual Budget of the City of Modesto
for Fiscal Year 1984-85:

1. The amount of \$5,400 now appropriated in Account No.
235.00-5812, Services, Professional and Other, of Fund No. 72,
Service Division, be increased \$23,000 to \$28,400.
2. The amount of \$23,000 be appropriated from the General Ledger
Retained Earnings Account No. 625.00, of the Service Division,
Fund No. 72.

BE IT FURTHER RESOLVED that the Director of Finance is hereby
authorized to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 21st day of August,
1984, by Councilmember Sutton, who moved its adoption, which motion

being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-596**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JONES, HALL, HILL AND WHITE TO ACT AS BOND COUNSEL FOR THE VALLEY OAKS MULTI-FAMILY MORTGAGE BOND ISSUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Jones, Hall, Hill and White to act as bond counsel for the Valley Oaks Multi-Family Mortgage Bond issue

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of August, 19 84, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-597

A RESOLUTION APPROVING THE APPLICATION FOR 1984 STATE GRANT
MONEYS FOR LAKEWOOD NEIGHBORHOOD PARK PLAY APPARATUS
EQUIPMENT PROJECT.

WHEREAS, the people of the State of California have enacted the
California Parks and Recreational Facilities Act of 1984, which provides funds
to the State of California and its political subdivisions for acquiring lands
and for developing facilities for public recreation and historical purposes,
and

WHEREAS, the State Department of Parks and Recreation has been
delegated the responsibility for the administration of the program within the
state, setting up necessary procedures governing application by local agencies
under the program, and

WHEREAS, said procedures established by the State Department of
Parks and Recreation require the applicant to certify by resolution the
approval of applications prior to submission of said applications to the
state, and

WHEREAS, said applications contain assurances that the applicant
must comply with, and

WHEREAS, the applicant agency will enter into an agreement with the
State of California for the acquisition and/or development of the project,

NOW, THEREFORE, BE IT RESOLVED THAT THE Council of the City of
Modesto:

1. Approves the filing of an application for 1984 state grant assistance for the Lakewood Neighborhood Park Play Apparatus Equipment project; and

2. Certifies that said agency understands the assurances and certification in the application; and

3. Certifies that said agency has or will have sufficient funds to operate and maintain the project; and

4. Certifies that said agency has reviewed and understands the General Provisions contained in the state/local agreement; and

5. Appoints the City Manager as agent of the City to conduct all negotiations, execute and submit all documents, including but not limited to applications, agreements, amendments, payment requests, and other documents, which may be necessary for the completion of the aforementioned project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of August, 1984, by Councilmember Sutton, who moved its adoption, which motion

being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-598

A RESOLUTION APPROVING THE APPLICATION FOR 1984 STATE GRANT
MONEYS FOR SIPHERD NEIGHBORHOOD PARK PLAY APPARATUS
EQUIPMENT PROJECT.

WHEREAS, the people of the State of California have enacted the
California Parks and Recreational Facilities Act of 1984, which provides funds
to the State of California and its political subdivisions for acquiring lands
and for developing facilities for public recreation and historical purposes,
and

WHEREAS, the State Department of Parks and Recreation has been
delegated the responsibility for the administration of the program within the
state, setting up necessary procedures governing application by local agencies
under the program, and

WHEREAS, said procedures established by the State Department of
Parks and Recreation require the applicant to certify by resolution the
approval of applications prior to submission of said applications to the
state, and

WHEREAS, said applications contain assurances that the applicant
must comply with, and

WHEREAS, the applicant agency will enter into an agreement with the
State of California for the acquisition and/or development of the project,

NOW, THEREFORE, BE IT RESOLVED THAT THE Council of the City of
Modesto:

1. Approves the filing of an application for 1984 state grant assistance for the Sipherd Neighborhood Park Play Apparatus Equipment project; and

2. Certifies that said agency understands the assurances and certification in the application; and

3. Certifies that said agency has or will have sufficient funds to operate and maintain the project; and

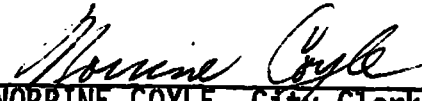
4. Certifies that said agency has reviewed and understands the General Provisions contained in the state/local agreement; and

5. Appoints the City Manager as agent of the City to conduct all negotiations, execute and submit all documents, including but not limited to applications, agreements, amendments, payment requests, and other documents, which may be necessary for the completion of the aforementioned project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of August, 1984, by Councilmember Whiteside, who moved its adoption, which motion

being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-599**

**A RESOLUTION ACCEPTING THE ARCHITECTURAL SERVICES FOR THE CITY HALL
PARKING DECK REPAIRS AS COMPLETE**

**WHEREAS, a report has been filed by the Director of Parking
and Traffic that the architectural services for the City Hall
parking deck repairs
has been completed by Conrad Associates**

in accordance with the contract agreement dated August 2, 1983.

**NOW, THEREFORE, BE IT RESOLVED that the architectural services
for the City hall parking deck repairs
be accepted from said contractor, Conrad Associates;**

**that notice of completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$8,800
as provided in the contract, be authorized.**

**The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 21st day of
August, 1984, by Councilmember Whiteside, who
moved its adoption, which motion being duly seconded by Councilmember
Muratore, was upon roll call carried and the resolution
adopted by the following vote:**

**AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger**

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-600**

**A RESOLUTION COMMEMORATING THE ONE HUNDREDTH ANNIVERSARY OF
ORGANIZED GOVERNMENT IN MODESTO.**

**WHEREAS, prior to August 6, 1884, Modesto was a town with dirt
streets, poor lighting, no sidewalks and where various animals roamed the
streets, and**

**WHEREAS, prior to August 6, 1884, Modesto was a town that lacked
many desirable qualities to make it a desirable town in which to reside, and**

**WHEREAS, an election held on August 6, 1884, began a movement which
incorporated Modesto, and**

**WHEREAS, after said election, improvements were made, committees
were organized, and ordinances were enacted which were necessary for the
government of the city, and**

**WHEREAS, one hundred years later, the Council of the City of Modesto
desires to commemorate the One Hundred Year Anniversary of Organized
Government in Modesto,**

**NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that it hereby commemorates the One Hundredth Anniversary of Organized
Government in the City of Modesto.**

**BE IT FURTHER RESOLVED that the Council hereby directs the City
Clerk to transmit a commemorative copy of this resolution to the McHenry
Museum for its historical records.**

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of August, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
for ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-601

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 15-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (VILLA VERDE NORTH)

WHEREAS, on August 28, 1984, the City Council introduced Ordinance No. 2284-C.S. giving approval to a project relating to an amendment to Section Map 15-3-9 of the Zoning Map of the City of Modesto to reclassify certain property from Planned Development Zone, P-D(280), to Medium High Density Residential Zone, R-3, and Professional Office Zone, P-0, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 15-3-9 of the Zoning Map of the City of Modesto to reclassify certain property from Planned Development Zone, P-D(280), to Medium High Density Residential Zone, R-3, and Professional Office Zone, P-0.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of August, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-602

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 15-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (VILLA VERDE CELESTE)

WHEREAS, on August 28, 19 84, the City Council introduced Ordinance No. 2285-C.S. giving approval to a project relating to an amendment to Section Map 15-3-9 of the Zoning Map of the City of Modesto to reclassify certain property from Planned Development Zone, P-D(281) to Medium High Density Residential Zone, R-3

_____ , and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 15-3-9 of the Zoning Map of the City of Modesto to reclassify certain property from Planned Development Zone, P-D(281) to Medium High Density Residential Zone, R-3

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of August, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-603

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR FURNISHING THREE LIGHT UTILITY TRUCKS

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

SECTION 1. The plans and specifications for the purchase of three
light utility trucks

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on September 25, 1984, at 3:30 p.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 28th day of August, 1984,
by Councilmember Patterson, who moved its adoption, which motion
being duly seconded by Councilmember Lang, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-604

A RESOLUTION REJECTING ALL BIDS FOR THE CONSTRUCTION OF SIDEWALK ON LILLIAN DRIVE AT SIPHERD PARK, BLOCK 1630, AND OPENED IN THE OFFICE OF THE CITY CLERK ON AUGUST 14, 1984, AT 11:05 A.M.

WHEREAS, Resolution No. 84-514, adopted by the Council of the City of Modesto on July 24, 1984, approved the plans and specifications for the construction of sidewalk on Lillian Drive at Sipherd Park, Block 1630, and authorized the call for bids; and

WHEREAS, the bids received for the construction of sidewalk on Lillian Drive at Sipherd Park, Block 1630 were opened at 11:05 a.m. on August 14, 1984, and later tabulated by the Director of Engineering for the consideration of the Council; and


WHEREAS, the low bid submitted by Central Ready Mix, is \$3,152.75, thus justifying the construction of the project by purchase order rather than by formal contract process; and

WHEREAS, a purchase order will be issued to the low bidder upon Council approval of the rejection of bids.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that all bids received for the construction of sidewalk on Lillian Drive at Sipherd Park, Block 1630, and opened in the office of the City Clerk on August 14, 1984, at 11:05 a.m., are hereby rejected.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of August, 1984, by Councilmember Patterson , who moved its adoption, which motion being duly seconded by Councilmember Lang , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: 
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-605**

A RESOLUTION ACCEPTING THE RECONSTRUCTION OF EMERALD AVENUE BETWEEN M.I.D. LATERAL NO. 4 AND LAUREL AVENUE AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering that the reconstruction of Emerald Avenue between M.I.D. Lateral No. 4 and Laurel Avenue has been completed by Modesto Paving, Inc.

in accordance with the contract agreement dated June 19, 1984.

NOW, THEREFORE, BE IT RESOLVED that the reconstruction of Emerald Avenue between M.I.D. Lateral No. 4 and Laurel Avenue be accepted from said contractor, Modesto Paving, Inc.;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$16,362.40 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of August, 1984, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

**ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk**

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-606**

A RESOLUTION ACCEPTING THE INSTALLATION OF IRRIGATION SYSTEM IN BELLENITA PARK

WHEREAS, a report has been filed by the Director of Engineering that the installation of irrigation system in Bellenita

Park

has been completed by Grover Landscaping

in accordance with the contract agreement dated March 13, 1984.

NOW, THEREFORE, BE IT RESOLVED that the installation of irrigation system in Bellenita Park

be accepted from said contractor, Grover Landscaping;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$36,598 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of August, 1984, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-607

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE TUDOR-WALDO-IRONSIDE
SUBTRUNK EXTENSION

WHEREAS, a report has been filed by the Director of Engineering
that the construction of the Tudor-Waldo-Ironside
subtrunk extension
has been completed by Clyde Wheeler Pipeline

in accordance with the contract agreement dated May 22, 1984.

NOW, THEREFORE, BE IT RESOLVED that the construction of
the Tudor-Waldo-Ironside subtrunk extension
be accepted from said contractor, Clyde Wheeler Pipeline;

that notice of completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$28,835
as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 28th day of
August, 1984, by Councilmember Patterson, who
moved its adoption, which motion being duly seconded by Councilmember
Lang, was upon roll call carried and the resolution
adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-608

A RESOLUTION PROVIDING FOR THE SALE OF SURPLUS PROPERTY

WHEREAS, the City Manager is authorized by Charter Section 801 to sell surplus personal property of the City of Modesto with the approval of the City Council, and

WHEREAS, the City has several surplus items of personal property that could best be sold on a sealed bid basis, which items are listed on Exhibit A, entitled "City of Modesto Surplus Property Listing Sheet", which is attached hereto and by this reference made a part hereof as though set forth in full herein, and

WHEREAS, said property has become surplus to the City's needs by reason of replacement or obsolescence,

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

SECTION 1. The City Manager is hereby authorized and directed to sell on a sealed bid basis to the highest bidder, those items of surplus personal property listed on Exhibit A, referred to above, which are hereby found to be surplus.

SECTION 2. The sale shall be conducted by the City Manager or by such person as he may select for this purpose. If said items of property cannot be sold on a sealed bid basis as provided for above, they shall be disposed of in such manner as the City Manager deems to be in the best interest of the City.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of August, 1984, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mevinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
Or ELWYN L. JOHNSON, City Attorney

**CITY OF MODESTO
SURPLUS PROPERTY LISTING SHEET**

DEPARTMENT _____

SHEET NO. 01

LES NO. SIGNED	CITY PROPERTY NO.	SERIAL NO.	QUANTITY	COMPLETE DESCRIPTION, INCLUDING BRAND	EXACT LOCATION	TRANSFER YES
1351	6777	7064502	01	Olivetti, Electric adding machine	Chestnut Warehouse	XX
1353	1559	J1130104	01	Remington, Manual typewriter	" "	XX
1354	7015	1123827	01	IBM, Electric typewriter	" "	XX
1355	7883	4874-708	01	Victor, Electric calculator	" "	XX
1362	6249	637667	01	Olivetti, Electric adding machine	" "	XX
1364	5391	1294924	01	IBM, Electric typewriter	" "	XX
1384	7909	-----	01	Pitney - Bowes, Postage machine	" "	XX
1385	----	-----	01	Pitney - Bowes, Postage meter	" "	XX
1386	2721	-----	01	Dictaphone, Transcribing machine	" "	XX
1387	8204	251494674	01	Dictaphone, Dictating machine	" "	XX
1399	6742	-----	01	Frigidaire, Refrigerator	" "	XX
1400	5127	-----	01	G.E., Refrigerator	" "	XX
					" "	XX

*ITEMS WITH PROPERTY
NUMBERS AND MARKED NO ARE REQUIRED TO FILL OUT
PROPERTY TRANSFER NOTICE TO ACCOMPANY PROPERTY LISTING SHEET.

EXHIBIT A

CITY OF MODESTO
SURPLUS PROPERTY LISTING SHEET

DEPARTMENT _____

SHEET NO. 02

ITEMS NO. ASSIGNED	CITY PROPERTY NO.	SERIAL NO.	QUANTITY	COMPLETE DESCRIPTION, INCLUDING BRAND	EXACT LOCATION	TRANSFER YES
1377	70047	-	01	Jacobsem, Rotary mower		
1378	70084	-	01	Toro, " "	Chestnut Warehouse	XX
1379	70090	-	01	Jacobsen, " "	" "	XX
1380	70091	-	01	" " "	" "	XX
1381	70095	-	01	" " "	" "	XX
1382	70096	-	01	" " "	" "	XX
1383	70098	-	01	" " "	" "	XX
1388	70097	3420...	01	Toro, " "	" "	XX
1389	70012	8002732	01	Jacobsen " "	" "	XX
1390	70025	8004590	01	Toro " "	" "	XX
1391	70043	-	01	" " "	" "	XX
1392	70079	703321	01	" " "	" "	XX
1393	70122	8004539	01	" " "	" "	XX
1394	70083	8002325	01	" " "	" "	XX
1395	70085	7206221	01	" " "	" "	XX
1396	70087	319001448	01	Giant Vacuum	" "	XX
1397	70070	0491104	01	Wacker, Tamper	" "	XX
			01	Stone, Wacker rammer	" "	XX
					" "	XX

*ITEMS WITH PROPERTY NUMBERS AND MARKED NO ARE REQUIRED TO FILL OUT PROPERTY TRANSFER NOTICE TO ACCOMPANY PROPERTY LISTING SHEET.

CITY OF MODESTO
SURPLUS PROPERTY LISTING SHEET

SHEET NO. 03

DEPARTMENT _____

ITEM NO. ASSIGNED	CITY PROPERTY NO.	SERIAL NO.	QUANTITY	COMPLETE DESCRIPTION, INCLUDING BRAND	EXACT LOCATION	TRANSFER YES
1398	70077	362060	01	Stone, Wacker Rammer.(Junk)	Chestnut Warehouse	XX

*ITEMS WITH PROPERTY
NUMBERS AND MARKED NO ARE REQUIRED TO FILL OUT
PROPERTY TRANSFER NOTICE TO ACCOMPANY PROPERTY LISTING SHEET.

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-609**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
TURLOCK IRRIGATION DISTRICT FOR INSTALLATION OF THE PARALLEL OUTFALL LINE ON THE
WATER QUALITY CONTROL PLANT EXPANSION PROJECT**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Turlock Irrigation
District for installation of the parallel outfall line on the Water Quality
Control Plant expansion project

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 28th day of
August, 1984, by Councilmember Patterson,
who moved its adoption, which motion being duly seconded by Council-
member Lang, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-610**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
MODESTO CITY SCHOOLS COVERING CROSSING GUARD AT FRANKLIN-LOCUST INTERSECTION**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Modesto City
Schools covering crossing guard at Franklin-Locust intesection

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 28th day of
August, 1984, by Councilmember Patterson
who moved its adoption, which motion being duly seconded by Council-
member Lang, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-611**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
DEBEE LOYD ADVERTISING TO COVER THE CITY'S TRANSIT ADVERTISING/PROMOTION CAMPAIGN
FOR THE 1984-85 FISCAL YEAR**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Debee Loyd Advertising
to cover the City's transit advertising/promotion campaign for the 1984-85 fiscal
year

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 28th day of
August, 1984, by Councilmember Patterson,
who moved its adoption, which motion being duly seconded by Council-
member Lang, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-612

A RESOLUTION ACCEPTING IMPROVEMENTS IN THE RESUBDIVISION OF HILLSBORO HEIGHTS SUBDIVISION
AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, Steinpress Development, subdividers of Hillsboro Heights Subdivision, have filed subdivision bonds for faithful performance and labor and materials in the amount of \$ 192,800.00 and \$ 96,400.00 respectively to guarantee improvements in Hillsboro Heights Subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated August 22, 1984, indicates that all work required by the subdivision agreement has been completed to the satisfaction of the Public Works Department; and

WHEREAS, the Director of Public Works has indicated that it would be in order for the City Council to accept the improvements in said subdivision as complete and authorize the City Clerk to file notice of completion and release the subdivision bonds upon expiration of the statutory period.


NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto:

1. The improvements in Hillsboro Heights Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the subdivision bond for faithful performance in the amount of \$ 192,800.00 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the subdivision bond for labor and materials in the amount of \$96,400.00 upon expiration of the statutory period.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of August, 1984 by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-613

A RESOLUTION RECOGNIZING THE CHAMPION PERFORMANCES OF DOUG BURKE AND CANDY COSTIE AT THE TWENTY-THIRD OLYMPICS.

WHEREAS, the Twenty-Third Olympiad brought competitors from all over the world to California, and

WHEREAS, the United States of America participants distinguished themselves by their performances in many events, and

WHEREAS, Candy Costie won a gold medal in the duet synchronized swimming event, and

WHEREAS, Doug Burke won a silver medal as a member of the water polo team, and

WHEREAS, Modesto had a special interest in the water polo team and our own Doug Burke, and

WHEREAS, we can now also claim Candy Costie by her marriage to Doug on August 25th, and

WHEREAS, they have the notable distinction of being a gold and silver Olympic medal couple, and

WHEREAS, Modesto is proud of their achievements and pleased with their wedding,

NOW, THEREFORE, BE IT RESOLVED that on behalf of all the City of Modesto residents we extend officially our congratulations and very warmest wishes for the future to our Olympic champions, Candy and Doug Burke.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of August, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
for ELWYN L. JOHNSON, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-614**

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION 10-2.505 OF ARTICLE 5 OF CHAPTER 2 OF TITLE X OF THE MODESTO MUNICIPAL CODE RELATING TO SIDE YARD ZONING.

WHEREAS, on September 4, 1984, the City Council introduced Ordinance No. 2286-C.S. giving approval to a project relating to an amendment to section 10-2.505 of Article 5 of Chapter 2 of Title X of the Modesto Municipal Code relating to side yard zoning.

**_____ , and
WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,**


NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to section 10-2.505 of Article 5 of Chapter 2 of Title X of the Modesto Municipal Code relating to side yard zoning

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of September, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang

ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-615

A RESOLUTION ACCEPTING THE BID OF GRANITE CONSTRUCTION COMPANY FOR THE GENERAL AVIATION VEHICLE PARKING AREA

WHEREAS, Resolution No.84-564, adopted by the Council of the City of Modesto on August 14, 1984 , approved the plans and specifications for the general aviation vehicle parking area and authorized the calling for bids; and

WHEREAS, the bids received for the general aviation vehicle parking area were opened at 11:00 a.m. on August 28, 1984 , and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Granite Construction Company in the amount of \$75,262 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Granite Construction Company in the amount of \$75,262 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of September, 19 84, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Lang

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-616

A RESOLUTION ACCEPTING THE BID OF CLYDE WHEELER PIPELINE FOR THE N. NINTH STREET WATER LINE STRENGTHENING FROM TULLY ROAD TO COLDWELL AVENUE

WHEREAS, Resolution No. 84-531, adopted by the Council of the City of Modesto on August 7, 1984, approved the plans and specifications for the N. Ninth Street water line strengthening from Tully Road to Coldwell Avenue and authorized the calling for bids; and

WHEREAS, the bids received for the N. Ninth Street water line strengthening from Tully Road to Coldwell Avenue were opened at 11:05 a.m. on August 28, 1984, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Clyde Wheeler Pipeline in the amount of \$58,240 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Clyde Wheeler Pipeline in the amount of \$58,240 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of September, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Lang

ATTEST: 
NORRINE COYLE City Clerk

A RESOLUTION ACCEPTING THE BID OF CASE POWER AND EQUIPMENT FOR FURNISHING THREE INDUSTRIAL LOADERS

WHEREAS, Resolution No. 84-475, adopted by the Council of the City of Modesto on July 17, 1984, approved the plans and specifications for the purchase of two industrial loaders and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of two industrial loaders were opened at 3:00 p.m. on August 14, 1984, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, since the initial presentation to Council requesting authorization to call for bids, a third industrial loader has been recommended for purchase by Utility Services to serve as a back-up unit; and

WHEREAS, the Director of Finance has recommended that the bid of Case Power and Equipment for three industrial loaders in the amount of \$120,944 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Case Power and Equipment in the amount of \$120,944 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of September, 1984, by Councilmember Muratore , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: Lang

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-618

A RESOLUTION AMENDING THE ANNUAL BUDGET OF THE CITY OF MODESTO FOR FISCAL YEAR 1984-85 TO AMEND THE SERVICE DIVISION FUND, FUND NO. 72, TO FINANCE THE PURCHASE OF INDUSTRIAL LOADERS.

WHEREAS, the Council of the City of Modesto has authorized the purchase of three (3) industrial loaders, and

WHEREAS, it is necessary to amend the Annual Budget of the City of Modesto for fiscal year 1984-85 to finance the purchase of said industrial loaders,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Service Division Fund, Fund No. 72, of the 1984-85 Annual Budget of the City of Modesto for fiscal year 1984-85 be amended as follows:

- (1) The amount of \$50,000 be appropriated from the General Ledger Retained Earnings Account, no. 625.00.
- (2) The amount of \$0 now appropriated in account no. 6567.00-7101-72, Industrial Claw Loader, be increased to \$50,000.

BE IT FURTHER RESOLVED that the Director of Finance is hereby authorized to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of September, 1984, by Councilmember Muratore, who moved its adoption, which motion

being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Ewyn L. Johnson*
EWEYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-619

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING RENTAL OF THREE DIESEL PUMPS FROM STANG HYDRONICS

WHEREAS, the Utility Services Department has requested rental of three diesel pumps needed to complete the precautionary measures being used at the sewage treatment facilities on Jennings Road; and

WHEREAS, Stang Hydronics is the only supplier of diesel pumps of the size that are needed for the precautionary measures project.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the rental of three diesel pumps is hereby waived.

BE IT FURTHER RESOLVED that rental of three diesel pumps from Stang Hydronics for the total amount of \$12,650 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of September, 1984, by Councilmember Muratore , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-620

A RESOLUTION INITIATING PROCEEDINGS FOR THE PROPOSED ANNEXATION OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS HOUSER LANE NO. 2 ANNEXATION TO THE CITY OF MODESTO AND GIVING NOTICE OF TIME AND PLACE FOR HEARING PROTESTS THERETO. (PETITION INITIATED)

WHEREAS, pursuant to the provisions of Part 2 of Division 2 of Title 4 of the Government Code of the State of California, a petition signed by the owners of real property within territory in the County of Stanislaus requesting annexation of the Houser Lane No. 2 Annexation to the City of Modesto was filed with the Stanislaus County Local Agency Formation Commission for its consideration and approval, and said Stanislaus County Local Agency Formation Commission by resolution dated August 15, 1984, determined that said territory is uninhabited and approved the initiation of proceedings for annexation of said uninhabited territory to the City of Modesto pursuant to the Government Code, a copy of which resolution is attached hereto as Exhibit A and made a part hereof by reference, and

WHEREAS, the terms and conditions of the proposed annexation, if any, are set forth in said resolution, and

WHEREAS, the reason or reasons for the proposed annexation in the proposal thereof submitted to the Commission are set forth in page 7 of the application, which page is attached hereto as Exhibit B and made a part hereof by reference, and

WHEREAS, the chief petitioners requesting said annexation as set forth in the application filed with the Commission are:

Name	Address
Richard Tallcott	1325 Houser Lane, Modesto, CA
Kathleen Talcott	1325 Houser Lane, Modesto, CA

and

WHEREAS, the territory which the petitioners request be annexed to the City of Modesto and which said City and its Council propose to annex, is situated in the County of Stanislaus, State of California, and has been designated as Houser Lane No. 2 Annexation to the City of Modesto,

the exterior boundaries of which are set forth in the description attached hereto as Exhibit C and made a part hereof by reference, and

WHEREAS, no change in school district boundaries shall be effected by reason of the annexation of the hereinafter described territory to the City of Modesto.

NOW, THEREFORE, BE IT RESOLVED AND NOTICE IS HEREBY GIVEN that the 9th day of October, 1984, at the hour of 7:30 o'clock P.M. in the Council Chambers at the City Hall, located at 801 11th Street in the City of Modesto be and is hereby fixed as the time and place for considering said annexation, at which time and place any person owning real property within such territory and having any objections to the proposed annexation may appear before the Council of the City of Modesto and show cause why such territory should not be so annexed.

1. Any such protest must be in writing, must be filed with the City Clerk at any time before the conclusion of the hearing on the proposed annexation, and must give the name and address of the owner of real property within such territory with the description and area of such property, in general terms.

2. The City Clerk shall cause a copy of this resolution to be published at least twice, but not more often than once a week in The Modesto Bee, a newspaper

of general circulation, published in the City of Modesto and in the County of Stanislaus and being the official newspaper of the City of Modesto. Said publications shall be commenced at least fifteen (15) days prior to the date set for the hearing.

3. The City Clerk of the City of Modesto shall also cause a copy of this resolution to be mailed to:

- (a) Any person who has filed his name and address with the City Clerk and has requested such mailed notice;
- (b) The chief petitioners, if any, as indicated in the petition initiating proceedings;
- (c) To each affected city, county, and district; and
- (d) To the executive officer of the Local Agency Formation Commission.

4. The City Clerk is directed to cause written notice to be given to such other persons as may be legally entitled thereto, in the manner required by law.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of September, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By James H. Butte
Engineering Services Department

RESOLUTION

Date: AUGUST 15, 1984

No. 84-26

Subject: HOUSER LANE NUMBER 2 ANNEXATION TO THE CITY OF MODESTO

On motion of Commissioner Starn, Seconded by Commissioner Hess, and approved by the following vote, Ayes: Commissioners: Starn, Hess, Muratore, and Garcia. Noes: Commissioners: --- Absent: Commissioners: Cannella & Bates. Disqualified: Commissioners: Friedman (not illegible). Abstaining: Commissioners: Blom.

THE FOLLOWING RESOLUTION WAS ADOPTED:

WHEREAS, the Commission has conducted a public hearing on the proposed Houser Lane Number 2 Annexation to the City of Modesto.

WHEREAS, notice of the said public hearing was given pursuant to Section 35055 of the California Government Code; and

WHEREAS, the Commission has, in evaluating the proposal, considered the report submitted by the Executive Officer and the factors set forth in Section 54796 of the California Government Code;

NOW, THEREFORE, BE IT RESOLVED that the Commission:

- 1. Certify that it has considered the Negative Declaration prepared on the proposal;
2. Find that: (a) the territory involved in the proposal is uninhabited; (b) the proposal is consistent with all applicable local general plans; (c) the territory involved is within an area that is committed to urbanization; and (d) the approval of the proposal would not have a significant effect on the environment;
3. Order that a Negative Declaration be issued on the proposal;
4. Approve the proposal as submitted;
5. Designate the proposal as the Houser Lane Number 2 Annexation to the City of Modesto;
6. Designate, pursuant to Sections 35150 and 35031 of the California Government Code, the City of Modesto as the conducting authority, and direct its City Council to initiate annexation proceedings; and
7. Find that the approval of the proposed annexation will not be detrimental to the maintenance of the physical and economic integrity of the Stanislaus County Agricultural preserve.

ATTEST: Ron E. Freitas, ASSISTANT EXECUTIVE OFFICER

IX. JUSTIFICATION OF THE PROPOSAL .

Please state the reason(s) the proponents have submitted the application, and explain why it should be approved.

Modesto city water and sewage is desired in expanding the licensed residential care home for the elderly (Rick and Kate's) from six to 12 persons

HOUSER LANE NO. 2 ANNEXATION

All that real property in the State of California, County of Stanislaus, being a portion of the West half of Section 31, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by a Southwestern corner of the Carpenter - Houser Addition (372), as per description filed April 5, 1978, as Instrument 63081, Stanislaus County Records, said point being on the centerline of former 40.00 foot Houser Lane;

1. thence along the existing City Limits and an Eastern line of ADDITION (372), North $00^{\circ} 51'$ West, 1358.92 feet, to the Northeastern corner of said ADDITION (372), said corner being on the Southern line of the MARK TWAIN ADDITION (70), as per description filed June 22, 1956, as Instrument 17230, Stanislaus County Records;
2. thence continuing along the existing City Limits on said Southern line of ADDITION (70), said line being the Northern line of 45.00 foot California Avenue, North $89^{\circ} 55'$ East, 252.00 feet, to the Northwestern corner of the CALIFORNIA NO. 1 ANNEXATION (404), as per description filed June 12, 1979, as Instrument 82968, Stanislaus County Records;
3. thence continuing along the existing City Limits on the Western line of said ANNEXATION (404), South $00^{\circ} 51'$ East, 798.42 feet, to the Southwestern corner of ANNEXATION (404), said corner being on the Northern line of Parcel 1, as per map filed March 16, 1973 in Book 16 of Parcel Maps, Page 54, Stanislaus County Records;
4. thence continuing along the existing City Limits on the Southern line of ANNEXATION (404) and said Northern line of Parcel 1, North $89^{\circ} 55'$ East, 106.29 feet, to the Northwestern corner of Parcel 1;
5. thence leaving the existing City Limits and proceeding along the most Easterly line of Parcel 1, South $00^{\circ} 51'$ East, 252.83 feet, to a Southeastern corner of said Parcel 1;
6. thence along a Southern line of Parcel 1, South $89^{\circ} 48'$ West, 157.29 feet;
7. thence along an Eastern line of Parcel 1, South $00^{\circ} 51'$ East, 306.94 feet, to a point on said centerline of Houser Lane;
8. thence along the centerline of Houser Lane, South $89^{\circ} 48'$ West, 200.99 feet, to the point of beginning, containing 8.117 Acres, more or less.

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-621**

A RESOLUTION SETTING TIME AND PLACE FOR HEARING OF NECESSITY TO ACQUIRE THE DELLA FARRELL, ET AL PROPERTY, THE JOSEPH N. SCIABICA, ET UX PROPERTY, AND THE JOSEPH N. SCIABICA, ET AL PROPERTIES FOR DRY CREEK PARK

BE IT HEREBY RESOLVED by the Council of the City of Modesto that October 2, 1984, at 4:00 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of a Hearing of Necessity to acquire the Della Farrell, et al property, the Joseph N. Sciabica, et ux property, and the Joseph N. Sciabica, et al properties for Dry Creek Park.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of September, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang

ATTEST: 
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-622**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JONES, HALL, HILL AND WHITE TO ACT AS BOND COUNSEL FOR THE WASTE WATER TREATMENT PLANT PROJECT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Jones, Hall, Hill and White to act as bond counsel for the Waste Water Treatment Plant project

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of September, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-623**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MERRILL LYNCH, PIERCE, FENNER, AND SMITH, INC. TO ACT AS UNDERWRITER FOR THE WASTE WATER TREATMENT PLANT PROJECT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Merrill Lynch, Pierce, Fenner, and Smith, Inc. to act as underwriter for the Waste Water Treatment Plant project

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of September, 1984, by Councilmember Muratore who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang

ATTEST: Norrine Coyle
NORRINE COYLE, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 84-624

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON REPORT OF WORK AND COST OF CONSTRUCTION OF ALLEYS IN CERTAIN BLOCKS IN THE CITY OF MODESTO (BLOCK NO. S 812, 813, 820, 1206, 1205, 1307, 3088, 6018, 6058, 6019)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that September 18, 1984, at 4:00 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of the attached report by the Superintendent of Streets listing the names of property owners and individual cost of construction of alleys in various blocks as listed on the attached sheet entitled "Schedule A", in the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of September, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Bright, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Lang, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

<u>Property Owner</u>	<u>Lot</u>	<u>Contract Cost</u>
Mary H. Cunningham Jones	Por.	\$495.50
Paul R. Wyatt	Por.	508.48
Roger D. Wickman	Por.	446.22
Ralph C. Beckwith	Por.	360.00
Stephen A. Salvo	Por.	395.51
Dale G. Fredenburg	Por.	380.30
Lynne Fenderson	Por.	365.09
Alfred A. Hamaway	Por.	496.92
Gregory S. Benes	Por.	481.71
Ronald L. Champion	Por.	496.92
Patricia H. Honey	Por.	431.01
Marvin A. Truman	5	348.25
James Von Dohlen	6	339.84
Anna O. Michael	7	449.67

BLOCK 813

PRINCETON-YALE/COLLEGE-MILLS

<u>Property Owner</u>	<u>Lot</u>	<u>Contract Cost</u>
Judy R. McArthur	Por.	\$594.38
George S. Kounias	Por.	418.11
Gerald M. Kouacs	11	456.62
Stanford Cushway	7	456.62

BLOCK 820

STANFORD-PRINCETON/COLLEGE-MILLS

<u>Property Owner</u>	<u>Lot</u>	<u>Contract Cost</u>
Warner A. Benthall	9	\$355.62
Frank J. Capps	10	337.69
Harold L. Hutchinson	Por.	566.10
John W. Crosby	Por.	542.42
Charles J. Pelvso	14	361.63
George W. Lawrence	15	361.63
Lawrence S. Jacobsen	16	361.63
Jack Robinson	1	361.63
Charles L. Duchscher	17	361.63
Agnes M. Salter Trust	2	361.63
Mary A. Murray	3	361.63
Raymond G. Oberlin	Por.	381.95
Janice M. Kline	Por.	518.19
Jeffery C. Davis	Por.	511.74

<u>Property Owner</u>	<u>Lot</u>	<u>Contract Cost</u>
Administrator of Veterans Affairs	12	382.61
Justice Cooper	13	558.81
Dorothy M. Mellor	14	72.89
Claire Price	8	370.61
Robert J. Wagner	9	362.01
Robert C. Volz	10	362.01
Mary E. Smith	11	366.14
Vincent S. Camarda	1	72.89
Velvida Hines	2	558.81
Enrico Angelo	3	382.76
C. Burlin Davis	4	361.33
Tony Rodin	5	362.01
Arthur E. Wittrien	6	362.01
Raymond M. Ortega, Sr.	7	375.37

BLOCK 1307

DORCHESTER-STRATHMORE/VISTA-DEVONSHIRE

<u>Property Owner</u>	<u>Lot</u>	<u>Contract Cost</u>
Ray Pifferin	8	\$488.80
Mervin H. Kuhlman	9	424.63
Robert D. Dean	10	404.72
Aulda R. Smouse	11	397.32
Clarence Smith	12	397.32
James E. Frederick	13	397.32
Manuel J. Dias	14	570.94
Sidney C. Rogers	7	385.10
Everette L. Dickinson	6	515.22
Jerry L. Bayley	5	589.27
Robert W. Bradley	Por.	483.68
Ruth I. Morgan	Por.	350.28
Gerald W. Peterson	1	350.28

BLOCK 3088

SUTTER-PLACID/ROUSE-ELSIE

<u>Property Owner</u>	<u>Lot</u>	<u>Contract Cost</u>
Gloria A. Bowman	10	\$324.04
Grances L. Leivas	9	283.02
Juan Gonzales	8	283.02
Wilford Wayne Carraway	7	283.02
Dean L. Baker	6	278.06
Angel G. Duran	5	278.06
William L. McWilliam	4	278.06
Billie J. Duncan	3	278.06
Jesse D. Bolton	2	295.29
Manuel Linares	1	343.80
Short Family Investment Co.	Por.	647.38
Ephraim Apolinar	Por.	520.32
Angelee Cobb	16	287.99
Doyle E. Hamman	15	287.99
George H. Ford	14	287.99
Humberto R. Rodriguez	13	287.99
E. J. Hyden	12	287.99
Harry H. Wheeler	11	316.74

<u>Property Owner</u>	<u>Lot</u>	<u>Contract Cost</u>
Crutis C. Stonecipher	Por.	\$336.02
Earl E. Heath	Por.	349.86
Gary L. Jones	Por.	291.55
Richard H. Anderson	1	345.00
James A. Handley	2	345.00
George S. Riebe	3	345.00
Kathy H. Whaley	4	345.00
Ralph D. Hutchinson	5	340.15
Michael L. Evans	6	340.15
Howard Draper	7	350.59
Phillip G. Nisonger	8	342.82
Esther M. Olsen	9	345.00
Laverne D. Reynolds	10	345.00
Beryl Thompson	11	345.00
Wade M. Ridenhour	12	345.00
Lois Langston	13	345.00
Sharon L. Bump	14	345.00
Craig D. Hollingsworth	Por.	325.96
Ronald J. Richardson	Por.	349.86
Suburban Coastal Corporation	Por.	299.57

BLOCK 6058

W. ORANGEBURG-MARIAN/MAGNOLIA-ALMA

<u>Property Owner</u>	<u>Lot</u>	<u>Contract Cost</u>
Charles J. Billington	5-11	\$894.02
James MacMillan	1-4	438.33
John L. Mensinger	Por.	536.41
Harold J. Kreutz	12-15	690.90

BLOCK 6019

GLENWOOD-PEARL/DEL VALE-CARVER

<u>Property Owner</u>	<u>Lot</u>	<u>Contract Cost</u>
Reed H. Stevens	17	\$242.96
Lavern E. Shaddock	18	242.96
Nellie Leonard	19	242.96
Madora E. Hunt	20	242.96
Lela Costa	21	242.96
Lena Farley	22	242.96
John E. King	23	242.96
David E. Fanjul	24	242.96
Juana C. Zenteno	25	242.96
Gordon R. Nelson	26	242.96
Richard G. Snow	27	242.96
George G. Saponas	6	242.96
Kathryn Evenson	7	242.96
James J. Weakland	8	242.96
Mark J. Greenlee	9	242.96
John L. Smith	10	242.96
Homer J. Hayes	11	242.96
Helen B. Spies	12	242.96
Richard C. Stasi	13	242.96
Linna M. Weldon	14	242.96
Mario Sisto, Sr.	15	242.96
Lloyd E. Loeb	16	242.96

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-625**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
WORLD INVESTMENTS NO. 5, WORLD INVESTMENTS NO. 6 AND PAN CAPITAL, TO ALLOW REIMBURSEMENT
FOR CONSTRUCTION COSTS FOR STORM DRAIN INSTALLATION IN CAPE COD ESTATES NO. 1**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and World Investments No. 5,
World Investments No. 6 and Pan Capital, to allow reimbursement for construction costs
for storm drain installation in Cape Cod Estates No. 1

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 4th day of
September, 1984, by Councilmember Muratore,
who moved its adoption, which motion being duly seconded by Council-
member Whiteside, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-626

A RESOLUTION AMENDING THE ANNUAL BUDGET OF THE CITY OF MODESTO FOR FISCAL YEAR 1984-85 TO PROVIDE ADDITIONAL FINANCING FOR THE USTICK STORM DRAIN PROJECT.

WHEREAS, the Council of the City of Modesto has approved installation of storm drains in the Ustick Storm Drain Project, and

WHEREAS, it is necessary to amend the Annual Budget of the City of Modesto for fiscal year 1984-85 to provide financing for said project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Annual Budget of the City of Modesto for fiscal year 1984-85 be amended as follows:

- (1) The amount of \$102,582 be appropriated in account no. 6697.00-7101-33, Ustick Storm Drain Area.
- (2) The amount of \$42,852 now appropriated in account no. 6697.00-7140-13, Ustick Storm Drain Area, be reduced by \$42,852 to \$0.
- (3) The amount of \$1,026,609 now appropriated in account no. 6660.00-7102-07, Miscellaneous Resurfacing, be reduced by \$59,730 to \$966,879.
- (4) The amount of \$35,000 now estimated in account no. 941.33-0990-13, Transfers In, Ustick Drain, be reduced to \$0.
- (5) The amount of \$35,000 now appropriated in account no. 70.13-8912-33, Transfers Out, Special Fund for Capital Outlay, be reduced to \$0.

- (6) The amount of \$59,730 be appropriated in account no. 70.33-8912-07, Transfers Out, Ustick Drainage Fund.
- (7) The amount of \$59,730 be estimated in account no. 941.07-0990-33, Transfers In, Gas Tax Fund.
- (8) The amount of \$7,852 be appropriated in account no. 70.33-8912-13, Transfers Out, Ustick Drainage Fund.
- (9) The amount of \$7,852 be estimated in account no. 941.13-0990-33, Transfers In, Special Fund for Capital Outlay.

BE IT FURTHER RESOLVED that the Director of Finance is hereby authorized to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of September, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Lang

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-627**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND WINGS WEST AIRLINES, INC. TO PROVIDE ESSENTIAL AIR SERVICE TO LOS ANGELES AT THE MODESTO AIRPORT

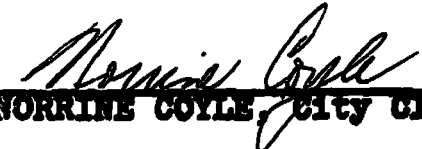
BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Wings West Airlines, Inc. to provide essential air service to Los Angeles at the Modesto Airport

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of September, 19 84, by Councilmember Muratore who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Lang

ATTEST: 
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-628**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JERRY BENJAMEN HENSLEY FOR THE LEASE OF THE OLD CITY POND SITE, THE FORMER FORCADE PROPERTY, THE UNDEVELOPED PORTION OF BELLENITA PARK, ROBERTSON ROAD PARK SITE, AND MARK TWAIN PARK SITE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Jerry Benjamin Hensley for the lease of the old City pond site, the former Forcade property, the undeveloped portion of Bellenita Park, Robertson Road Park site, and Mark Twain Park site

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of September, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang

ATTEST: Morrine Coyle
MORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-629**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
GALLO GLASS COMPANY FOR THE LEASE OF A PORTION OF MARK TWAIN PARK SITE**

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Gallo Glass Company for a one-year lease of the northerly 60 feet of the Mark Twain Park site

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of September, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-630**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JOSEPH DI ANNA FOR THE LEASE OF THE FORMER DR. ANDERSON PROPERTY AND PORTIONS OF THE FORMER SOMMERFELD AND KOUNIAS PROPERTIES IN PROPOSED DRY CREEK PARK

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Joseph Di Anna for the lease of the former Dr. Anderson property and portions of the former Sommerfeld and Kounias properties in proposed Dry Creek Park

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of September, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-631**

AMENDED

**A RESOLUTION APPROVING /AGREEMENT BETWEEN THE CITY OF MODESTO AND
JOSEPH DI ANNA FOR THE LEASE OF A PORTION OF THE FORMER KOUNIAS PROPERTY**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
amended
that the /agreement between the City of Modesto and Joseph Di Anna
regarding method of payment on lease and eliminating the Workers' Compensation
insurance requirement

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 4th day of
September, 19 84, by Councilmember Muratore
who moved its adoption, which motion being duly seconded by Council-
member Whiteside, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-632

AMENDED
A RESOLUTION APPROVING /AGREEMENT BETWEEN THE CITY OF MODESTO AND
JOSEPH DI ANNA FOR THE LEASE OF THE FORMER MAXWELL PROPERTY

BE IT HEREBY RESOLVED by the Council of the City of Modesto
amended
that the /agreement between the City of Modesto and Joseph Di Anna
regarding method of payment on lease and eliminating the Workers' Compensation
insurance requirement

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 4th day of
September, 1984, by Councilmember Muratore,
who moved its adoption, which motion being duly seconded by Council-
member Whiteside, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: Lang

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-633

A RESOLUTION ADOPTING A POLICY FOR GUIDING THE INVESTMENT OF PUBLIC FUNDS

WHEREAS, because of problems in other areas of California in recent months, much concern has been focused on treasury management, and in particular the principles underlying the City's investment strategy; and

WHEREAS, it has been deemed desirable to develop a policy to guide the practices of City officials who are charged with investment responsibilities.

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Modesto does hereby adopt the policy entitled, "Investment of Public Funds", a copy of which is attached hereto.

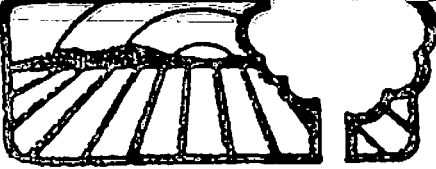
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of September, 1984, by Councilmember Muratore , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang

ATTEST: 
NORRINE COYLE, City Clerk



CITY of MODESTO

City Council
Policy

Effective Date

Policy No.

City Department
Finance

Subject: Investment of Public Funds

Purpose: Funds not immediately needed to meet operational requirements have increased to a substantial level as the City has grown. Earnings from their investment have become a significant income resource. The investment market has also broadened and offers a wide array of instruments carrying varying degrees of risk. This policy is established to assure the greatest protection of idle public funds and to guide the management of the City's treasury operation.

Policy:

Under Section 2-3.401 of the Municipal Code, it is the function of the Finance Department to deposit and invest funds in accordance with the principles of sound treasury management and the applicable law. Direct responsibility for managing the City's investment portfolio will rest with the Finance Director/Treasurer who will cause investments to be made in accordance with criteria which is stated below in order of priority:

Safety
Liquidity
Yield

The Finance Director/Treasurer will comply with all statutory provisions of the California State Code which regulates the financial affairs of cities. Investments will be secured by the maximum collateral required under law with maturities laddered at all times to ensure that money is available when needed. Investment of City funds will be limited to those made in the following media:

- a) Securities of the U.S. Government
- b) Certificates of Deposit (or Time Deposits), placed with commercial banks and savings and loan institutions
- c) Bankers Acceptances (Prime only)
- d) Negotiable Certificates of Deposit
- e) Commercial Paper (rated A-1 (Moody's) and P-1 (Standard and Poor's))
- f) Local Agency Investment Fund Demand Deposits
- g) Repurchase Agreements
- h) Passbook Savings Account Demand Deposits
- i) Other investments as may be authorized by the State

Legislative History

Investment decisions by the Finance Director/Treasurer in all cases will be guided by the "prudent person" principle which will be construed to mean that investments will be placed in liquid, secure instruments that provide the public a reasonable (market or near-market) rate of return while minimizing the potential of capital losses arising from market changes or issuer default.

MODESTO CITY COUNCIL
RESOLUTION NO. 84-634

A RESOLUTION AUTHORIZING INCREASE OF \$5,827.29 ON PURCHASE ORDER TO CONCO-WEST, INC. FOR REPAIR WORK DONE ON THE INFLUENT DOMESTIC SEWER TRUNK LINE AT THE WATER QUALITY CONTROL PLANT

WHEREAS, on June 26, 1984, the City Council approved the issuance of a purchase order to Conco-West, Inc. for repair work on the influent domestic sewer trunk line at the Water Quality Control Plant; and

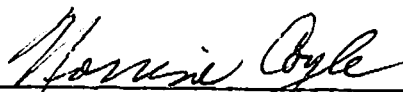
WHEREAS, in order to complete the project several modifications need to be made, necessitating an increase in the amount of \$5,827.29 in the original purchase order.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that issuance of a purchase order to Conco-West, Inc. in the amount of \$5,827.29 for repair work done on the influent domestic sewer trunk line at the Water Quality Control Plant, is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of September, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Lang

ATTEST:



NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-635

A RESOLUTION APPROVING ISSUANCE OF A PURCHASE ORDER TO SANCON ENGINEERING IN THE AMOUNT OF \$17,664.80 FOR REPAIR WORK DONE ON THE INFLUENT DOMESTIC SEWER TRUNK LINE AT THE WATER QUALITY CONTROL PLANT

WHEREAS, on June 26, 1984, the City Council approved the emergency repair of the influent domestic sewer trunk line at the Water Quality Control Plant; and

WHEREAS, the by-pass pumping extended beyond the allotted one week period adding an additional cost of \$17,664.80 for pumping 24 hours per day including labor, fuel, and equipment rental.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that issuance of a purchase order to Sancon Engineering in the amount of \$17,664.80 for additional repair work done on the influent domestic sewer trunk line at the Water Quality Control Plant, is hereby authorized.

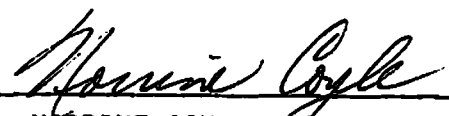
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of September, 1984, by Councilmember Muratore , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-636

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 14-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (ROSS BRILES)

WHEREAS, on September 11, 1984, the City Council introduced Ordinance No. 2287-C.S. giving approval to a project relating to an amendment to Section Map 14-3-9 of the Zoning Map of the City of Modesto to reclassify certain property from Planned Development Zone, P-D(311) to Low Density Residential Zone, R-1

_____ , and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 14-3-9 of the Zoning Map of the City of Modesto to reclassify certain property from Planned Development Zone, P-D(311) to Low Density Residential Zone, R-1

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of September, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Bright

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL).

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-637

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE CONSTRUCTION OF THE AMERICAN LEGION HALL DECK

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

SECTION 1. The plans and specifications for the construction of the American Legion Hall deck copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on October 2, 1984, at 11:00 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of September, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Bright

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-638

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR FURNISHING ONE FORKLIFT

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

SECTION 1. The plans and specifications for the purchase of one
forklift

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on October 9, 1984, at 3:00 p.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 11th day of September, 1984,
by Councilmember Sutton, who moved its adoption, which motion
being duly seconded by Councilmember Whiteside, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Bright

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-639**

**A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE HOUSING IMPROVEMENT
AREA NO. 3 - PHASE II AS COMPLETE**

**WHEREAS, a report has been filed by the Director of Engineering
that the construction of Housing Improvement Area**

No. 3

has been completed by Rolfe Construction

in accordance with the contract agreement dated February 14, 1984.

**NOW, THEREFORE, BE IT RESOLVED that the construction of
Housing Improvement Area No. 3**

be accepted from said contractor, Rolfe Construction;

**that notice of completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$264,782.73
as provided in the contract, be authorized.**

**The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 11th day of
September, 1984, by Councilmember Sutton, who
moved its adoption, which motion being duly seconded by Councilmember
Whiteside, was upon roll call carried and the resolution
adopted by the following vote:**

**AYES: Councilmembers: Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger**

NOES: Councilmembers: None

ABSENT: Councilmembers: Bright

**ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 84-640

**A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE GENERAL AVIATION AREA
TIEDOWN AS COMPLETE**

**WHEREAS, a report has been filed by the Director of Engineering
that the construction of the general aviation area
tiedown
has been completed by Granite Construction Company**

in accordance with the contract agreement dated March 13, 1984.

**NOW, THEREFORE, BE IT RESOLVED that the construction of
the general aviation area tiedown**

be accepted from said contractor, Granite Construction Company;

**that notice of completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$151,648.63
as provided in the contract, be authorized.**

**The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 11th day of
September, 1984, by Councilmember Sutton, who
moved its adoption, which motion being duly seconded by Councilmember
Whiteside, was upon roll call carried and the resolution
adopted by the following vote:**

**AYES: Councilmembers: Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger**

NOES: Councilmembers: None

ABSENT: Councilmembers: Bright

**ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk**

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-641**

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE POLYURETHANE LINING OF EMERALD AND WOODLAND LIFT STATIONS AND PIPELINE AT THE WATER QUALITY CONTROL PLANT AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering that the construction of the polyurethane lining of Emerald and Woodland lift stations and pipeline at the Water Quality Control Plant has been completed by Sancon Engineering, Inc.

in accordance with the contract agreement dated June 5, 1984.

NOW, THEREFORE, BE IT RESOLVED that the construction of the polyurethane lining of Emerald and Woodland lift stations and pipeline at the Water Quality Control Plant be accepted from said contractor, Granite Construction Company;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$78,191.60 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of September, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Bright

**ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk**

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-642**

A RESOLUTION ACCEPTING THE RESURFACING OF TULLY ROAD FROM BRIGGSMORE AVENUE TO PALMILLA DRIVE - PART I AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering that the resurfacing of Tully Road from Briggsmore Avenue to Palmilla Drive - Part I has been completed by George Reed, Inc.

in accordance with the contract agreement dated June 26, 1984.

NOW, THEREFORE, BE IT RESOLVED that the resurfacing of Tully Road from Briggsmore Avenue to Palmilla Drive - Part I be accepted from said contractor, George Reed, Inc.;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$101,034.60 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of September, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Bright

**ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk**

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-643**

**A RESOLUTION ACCEPTING THE CONSTRUCTION OF BRIGGSMORE STREET LIGHTING,
PHASE II - CARVER ROAD EAST, AS COMPLETE**

**WHEREAS, a report has been filed by the Director of Engineering
that the construction of the Briggsmore Street lighting,
Phase II - Carver Road east
has been completed by M & M Electric**

in accordance with the contract agreement dated October 11, 1983.

**NOW, THEREFORE, BE IT RESOLVED that the construction of
Briggsmore street lighting, Phase II - Carver Road east
be accepted from said contractor, M & M Electric;**

**that notice of completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$24,142
as provided in the contract, be authorized.**

**The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 11th day of
September, 1984, by Councilmember Sutton, who
moved its adoption, which motion being duly seconded by Councilmember
Whiteside, was upon roll call carried and the resolution
adopted by the following vote:**

**AYES: Councilmembers: Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger**

NOES: Councilmembers: None

ABSENT: Councilmembers: Bright

**ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk**

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-644**

TERMINATION OF

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND SALLY ANN HART, dba H.A.R.T. COMPANY FOR SERVICE INFORMATION CENTERS INSTALLED AT THE AIRPORT PASSENGER TERMINAL AND ADMINISTRATION BUILDING

BE IT HEREBY RESOLVED by the Council of the City of Modesto termination of that the/agreement between the City of Modesto and Sally Ann Hart, dba H.A.R.T. Company for service information centers installed at the Airport passenger terminal and administration building, for non-compliance with the provisions of her lease agreement

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of September, 19 84, by Councilmember Sutton who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Bright

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-645

A RESOLUTION ACCEPTING A GRANT OFFER FROM THE STATE OF CALIFORNIA FOR WATER QUALITY CONTROL PLANT IMPROVEMENT AND DISPOSAL FACILITIES (UNITS 2 AND 3) IN THE AMOUNT OF \$5,551,250

WHEREAS, the City of Modesto has received a grant offer from the State Water Resources Control Board in the amount of \$5,551,250 for construction of Units 2 and 3 of the Water Quality Control Plant Improvement Project, which amount will cover 12.5% of the cost.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that it hereby accepts the grant offer from the State Water Resources Control Board in the amount of \$5,551,250 for construction of Units 2 and 3 of the Water Quality Control Plant Improvement Project.

BE IT FURTHER RESOLVED that the execution of the grant agreement by the City's designated official, Garth Lipsky, City Manager, be and it is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of September, 1984, by Councilmember Sutton , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Bright

ATTEST: 
NORRINE COYLE, City Clerk


MODESTO CITY COUNCIL
RESOLUTION NO. 84-646

A RESOLUTION APPROVING THE REQUEST OF SPROUSE REITZ CO., INC. FOR REFUND OF OVERPAYMENT OF BUSINESS LICENSE TAX IN THE AMOUNT OF \$2,814.17

BE IT RESOLVED by the Council of the City of Modesto that the request of Sprouse Reitz Co., Inc. for refund of overpayment of business license tax in the amount of \$2,814.17 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of September, 1984, by Councilmember Sutton , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Bright

ATTEST: 
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-647**

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING OF NECESSITY TO ACQUIRE
THE E. LOIS ALLEN PROPERTY FOR DRY CREEK PARK**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that October 2, 1984 , at 4:00 P.M. in the Council Cham-
bers, City Hall, 801 Eleventh Street, Modesto, California, is hereby
set as the time and place for consideration of the acquisition of the
E. Lois Allen property for Dry Creek Park.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 11th day of
September, 1984, by Councilmember Sutton, who
moved its adoption, which motion being duly seconded by Councilmember
Whiteside, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Bright

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-648

A RESOLUTION GRANTING A REVOCABLE ENCROACHMENT PERMIT TO TED COOK TO CONSTRUCT A SECOND FLOOR STAIRWAY IN THE SIDEWALK AREA OF E STREET FOR A BUILDING LOCATED AT 500 NINTH STREET IN THE CITY OF MODESTO.

WHEREAS, Ted Cook has filed a request with the Council of the City of Modesto to permit construction of a stairway to serve as a required means of egress from a proposed second story office suite in a building located at 500 Ninth Street in the City of Modesto, said stairway to be located on the Block 52 side of E Street between Ninth and Tenth streets in the City of Modesto, and

WHEREAS, the existing sidewalk along this portion of E Street is 15' wide and the stairway would encroach 4' into the sidewalk, leaving the standard 10' of clear sidewalk width, and

WHEREAS, the Director of Engineering has recommended that the encroachment permit be granted, subject to certain conditions,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it authorizes an encroachment permit to be issued to Ted Cook to allow construction of a stairway to serve as a required means of egress from a proposed second story office suite in a building located at 500 Ninth Street in the City of Modesto, said stairway to be located on the Block 52 side of E Street between Ninth and Tenth Streets in the City of Modesto. Said encroachment permit to be issued to allow the stairway to encroach 4' into the sidewalk area of E Street, subject to the applicant obtaining both an encroachment permit and a building permit from the Department of Engineering

Services and agreeing to all of the conditions set forth on the application for an encroachment permit attached hereto as Exhibit A.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of September, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Bright

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

My name is Ted Cook

My mailing address is 920 12th St, Modesto, Ca. 953

The location of the property at which the proposed encroachment is to be made is 500 9th St. - Cook Market place

The name of the person who will perform the work is Bob Kulina

The nature, dimensions, and description of the proposed work or encroachment is see attached dwg.

The encroachment is necessary for the full use and enjoyment of my property

because a 2nd egress stair is req'd from the 2nd floor of suite 'v'

There is no other reasonable or convenient place that I can construct or install the encroachment.

The encroachment will not be unsightly or create a nuisance.

The encroachment will not unreasonably interfere with the right of the public in the sidewalk-planter area in the adjacent street.

The encroachment will be constructed or installed in such a manner that it will not be a hazard to the public in the sidewalk-planting area or in the adjacent street.

The encroachment can be removed at any time in the future that the permit may be revoked.

If the permit is issued, I agree to the following conditions:

1. I will indemnify and hold the City of Modesto and its officers, agents and employees free and harmless from any and all damages, costs, charges or liability of any kind or character that may arise out of, relate to, or in any way be connected with the exercise of the rights granted the permittee by this permit.

2. I will defend, at my own cost and expense, any and all lawsuits that may arise out of or be connected in any way with the exercise of the right granted by this permit.

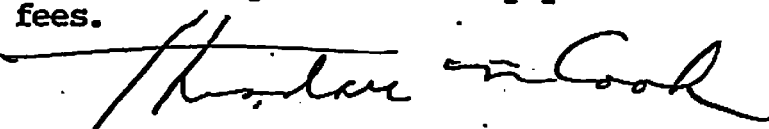
3. I will comply with all laws, ordinances, and regulations of the City of Modesto, County of Stanislaus, and State of California that

~~relate to or affect the right granted by this permit.~~

EXHIBIT "A"

outstanding, a policy of public liability insurance covering any and all claims for bodily injury, sickness and disease, including death resulting therefrom, or damage to property arising from the use of the sidewalk area for the herein permitted encroachment. Said insurance shall be in the amount of One Hundred Thousand Dollars (\$100,000.00) for any one person and Three Hundred Thousand Dollars (\$300,000.00) for any one accident or occurrence for bodily injury, sickness and disease, including death resulting therefrom, and One Hundred Thousand Dollars (\$100,000.00) for claims for property damage. The policy of insurance so obtained shall contain a contractual liability endorsement covering the liability assumed by permittee under the terms of this permit. A certificate evidencing the policy of public liability insurance shall be filed and maintained with the City Clerk and shall provide that the policy may not be cancelled except after thirty (30) days' notice in writing to the City Clerk.

5. I will install and maintain the encroachment in such a manner that it shall not become a nuisance or be hazardous to the public using the sidewalk area.
6. I will install and maintain the encroachment to the satisfaction of the Director of Engineering Services.
7. I understand that this permit will be binding on all successors, assigns and heirs of the permittee.
8. I understand this permit will be revocable at any time by the City Council.
9. I understand I must accept this permit and all of its conditions in writing, and no right or privileges shall be conferred by the permit until it has been so accepted, and a certificate evidencing the required insurance has been filed with the City Clerk.
10. I understand that:
 - a. Action by the City Council does not in itself constitute a permit, but it is normally an authorization for the City staff to issue an encroachment permit.
 - b. If the City Council acts affirmatively on this application, that I must appear at the Engineering Services Permits Section, Second Floor of City Hall, to obtain the actual encroachment permit and to pay the prescribed permit fees.



Signature of Applicant

MODESTO CITY COUNCIL
RESOLUTION NO. 84-649

A RESOLUTION GRANTING A REVOCABLE ENCROACHMENT PERMIT TO TED COOK TO CONSTRUCT A LANDING, PLANTER AND 8' HIGH WALL IN THE SIDEWALK AREA OF 10TH STREET FOR A BUILDING LOCATED AT 500 NINTH STREET IN THE CITY OF MODESTO.

WHEREAS, Ted Cook has filed a request with the Council of the City of Modesto to permit construction of a landing, planter and 8' high wall to serve as a service entrance for a portion of a building located at 500 Ninth Street in the City of Modesto, said landing, planter and 8' high wall to be located on the Block 52 side of Tenth Street between E and F Streets in the City of Modesto, and

WHEREAS, the structure would encroach 5'0" into the existing 13' public sidewalk, leaving a clear sidewalk width of 6'0", and

WHEREAS, the Director of Engineering has recommended that the encroachment permit be granted, subject to certain conditions,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it authorizes an encroachment permit to be issued to Ted Cook for a landing, planter and 8' high wall to serve as a service entrance for a portion of a building located at 500 Ninth Street in the City of Modesto. Said encroachment permit to be issued to allow the landing, planter and 8' high wall to encroach 5'0" into the sidewalk area of Tenth Street, subject to the applicant obtaining both an encroachment permit and a building permit from the Department of Engineering Services and agreeing to all of the conditions set forth on the application for an encroachment permit attached hereto as Exhibit A.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of September, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Bright

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

As provided in Section 7-1.106 of the Modesto Municipal Code, I apply for an Encroachment Permit.

My name is Ted Cook

My mailing address is 920 12th St., Modesto, Ca: 95354

The location of the property at which the proposed encroachment is to be made is 500 9th St. - Cook

The name of the person who will perform the work is Bob Kulina

The nature, dimensions, and description of the proposed work or encroachment is see attached dwg.

The encroachment is necessary for the full use and enjoyment of my property

because landing for service entrance for site - it is required.

There is no other reasonable or convenient place that I can construct or install the encroachment.

The encroachment will not be unsightly or create a nuisance.

The encroachment will not unreasonably interfere with the right of the public in the sidewalk-planter area in the adjacent street.

The encroachment will be constructed or installed in such a manner that it will not be a hazard to the public in the sidewalk-planting area or in the adjacent street.

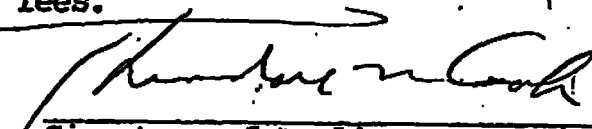
The encroachment can be removed at any time in the future that the permit may be revoked.

If the permit is issued, I agree to the following conditions:

1. I will indemnify and hold the City of Modesto and its officers, agents and employees free and harmless from any and all damages, costs, charges or liability of any kind or character that may arise out of, relate to, or in any way be connected with the exercise of the rights granted the permittee by this permit.
2. I will defend, at my own cost and expense, any and all lawsuits that may arise out of or be connected in any way with the exercise of the right granted by this permit.
3. I will comply with all laws, ordinances, and regulations of the City of Modesto, County of Stanislaus, and State of California that relate to or affect the right granted by this permit.

EXHIBIT "A"

4. I will obtain a policy of public liability insurance covering any and all claims for bodily injury, sickness and disease, including death resulting therefrom, or damage to property arising from the use of the sidewalk area for the herein permitted encroachment. Said insurance shall be in the amount of One Hundred Thousand Dollars (\$100,000.00) for any one person and Three Hundred Thousand Dollars (\$300,000.00) for any one accident or occurrence for bodily injury, sickness and disease, including death resulting therefrom, and One Hundred Thousand Dollars (\$100,000.00) for claims for property damage. The policy of insurance so obtained shall contain a contractual liability endorsement covering the liability assumed by permittee under the terms of this permit. A certificate evidencing the policy of public liability insurance shall be filed and maintained with the City Clerk and shall provide that the policy may not be cancelled except after thirty (30) days' notice in writing to the City Clerk.
5. I will install and maintain the encroachment in such a manner that it shall not become a nuisance or be hazardous to the public using the sidewalk area.
6. I will install and maintain the encroachment to the satisfaction of the Director of Engineering Services.
7. I understand that this permit will be binding on all successors, assigns and heirs of the permittee.
8. I understand this permit will be revocable at any time by the City Council.
9. I understand I must accept this permit and all of its conditions in writing, and no right or privileges shall be conferred by the permit until it has been so accepted, and a certificate evidencing the required insurance has been filed with the City Clerk.
10. I understand that:
- a. Action by the City Council does not in itself constitute a permit, but it is normally an authorization for the City staff to issue an encroachment permit.
 - b. If the City Council acts affirmatively on this application, that I must appear at the Engineering Services Permits Section, Second Floor of City Hall, to obtain the actual encroachment permit and to pay the prescribed permit fees.


Signature of Applicant

MODESTO CITY COUNCIL
RESOLUTION NO. 84-650

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 812 - MARY H. CUNNINGHAM JONES - \$495.50)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$495.50.

SECTION 2. That the cost of the aforesaid work, being the amount of \$495.50, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 8 and the S. 30' of Lot 9 of Block 812 of Campus Tract as per map filed October 11, 1937 in Vol. 11 of Maps at Pg. 37, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 114-11-04)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-651

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 812 - PAUL R. WYATT - \$508.48)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$508.48.

SECTION 2. That the cost of the aforesaid work, being the amount of \$508.48, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The N. 30' of Lot 9 and all of Lot 10 of Block 812 of Campus Tract as per map filed October 11, 1937 in Vol. 11 of Maps at Pg. 37, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 114-11-05)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed
(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-652

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 812 - ROGER D. WICKMAN - \$446.22)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$446.22.

SECTION 2. That the cost of the aforesaid work, being the amount of \$446.22, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 11 and the W. 19' of Lot 12 of Block 812 of Campus Tract as per map filed Oct. 11, 1937 in Vol. 11 of Maps at Pg. 37, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 114-11-06)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed
(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-653

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 812 - RALPH C. BECKWITH - \$360.02)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$360.02.

SECTION 2. That the cost of the aforesaid work, being the amount of \$360.02, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The E. 19' of Lot 12 and the W. 23' of Lot 13 of Block 812 of Campus Tract as per map filed Oct. 11, 1937 in Vol. 11 of Maps at Pg. 37, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 114-11-07)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-654

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 812 - STEPHEN A. SALVO - \$395.51)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$395.51.

SECTION 2. That the cost of the aforesaid work, being the amount of \$395.51, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The E. 43 Ft. of Lot 13 and the W. 32 ft. of Lot 14 of Block 812 of Campus Tract as per map filed Oct. 11, 1937 in Vol. 11 of Maps at Pg. 37, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 114-11-08)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-655

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 812 - DALE G. FREDENBURG - \$380.30)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$380.30.

SECTION 2. That the cost of the aforesaid work, being the amount of \$380.30, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The E. 35' of Lot 14 and the W. 37' of Lot 15 of Block 812 of Campus Tract as per map filed Oct. 11, 1937 in Vol. 11 of Maps at Pg. 37, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 114-11-09)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 19 84, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-656

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 812 - LYNNE FENDERSON - \$365.09)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$365.09.

SECTION 2. That the cost of the aforesaid work, being the amount of \$365.09, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The E. 29' of Lot 15 and the W. 41' of Lot 16 of Block 812 of Campus Tract as per map filed Oct. 11, 1937 in Vol. 11 of Maps at Pg. 37, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 114-11-10)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 19 84, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-657

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 812 - ALFRED A. HAMAWAY - \$496.92)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$496.92.

SECTION 2. That the cost of the aforesaid work, being the amount of \$496.92, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The E. 25' of Lot 16 and all of Lot 17 of Block 812 of Campus Tract as per map filed Oct. 11, 1937 in Vol. 11 of Maps at Pg. 37, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 114-11-11)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed
(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-658

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 812 - GREGORY S. BENES - \$481.71)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$481.71.

SECTION 2. That the cost of the aforesaid work, being the amount of \$481.71, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 1 and the E. 30' of Lot 2 of Block 812 of Campus Tract as per map filed Oct. 11, 1937 in Vol. 11 of Maps at Pg. 37, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 114-11-62)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-659

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 812 - RONALD L. CHAMPION - \$496.92)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$496.92.

SECTION 2. That the cost of the aforesaid work, being the amount of \$496.92, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The W. 40' of Lot 2 and the E. 50' of Lot 3 of Block 812 of Campus Tract as per map filed Oct. 11, 1937 in Vol. 11 of Maps at Pg. 37, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 114-11-63)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed
(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-660

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 812 - PATRICIA H. HONEY - \$431.01)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$431.01.

SECTION 2. That the cost of the aforesaid work, being the amount of \$431.01, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The W. 15' of Lot 3 and all of Lot 4 of Block 812 of Campus Tract as per map filed Oct. 11, 1937 in Vol. 11 of Maps at Pg. 37, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 114-11-21)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-661

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 812 - MARVIN A. TRUMAN TRUST - \$348.25)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$348.25.

SECTION 2. That the cost of the aforesaid work, being the amount of \$348.25, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 5 of Block 812 of Campus Tract as per map filed Oct. 11, 1937 in Vol. 11 of Maps at Pg. 37, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 114-11-22)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-662

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 812 - JAMES E. VON DOHLEN - \$339.84)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$339.84.

SECTION 2. That the cost of the aforesaid work, being the amount of \$339.84, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 6 of Block 812 of Campus Tract as per map filed Oct. 11, 1937 in Vol. 11 of Maps at Pg. 37, Stan. Cty. Records.

(Stan. Cty Assessor's Parcel No. 114-11-23)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-663

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 812 - ANNA O. MICHAEL - \$449.67)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$449.67.

SECTION 2. That the cost of the aforesaid work, being the amount of \$449.67, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 7 of Block 812 of Campus Tract as per map filed Oct. 11, 1937 in Vol. 11 of Maps at Pg. 37, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 114-11-24)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed
(Alleys)

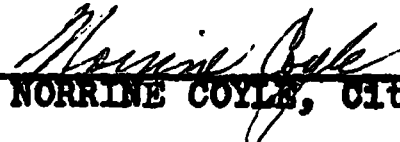
by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-664

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 813 - JUDY R. McARTHUR - \$594.38)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$594.38.

SECTION 2. That the cost of the aforesaid work, being the amount of \$594.38, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 8 and the S. 32.50' of Lot 9 of Block 813 of Campus Tract as per map filed Oct. 11, 1937 in Vol. 11 of Maps 37, Pg. 37, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 114-10-01)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-665

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 813 - GEORGE S. KOUNIAS - \$418.11)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$418.11.

SECTION 2. That the cost of the aforesaid work, being the amount of \$418.11, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The N. 32.50' of Lot 9 and all of Lot 10 of Block 813 of Campus Tract as per map filed Oct. 11, 1937 in Vol. 11 of Maps 37 , Pg. 37, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 114-10-02)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 19 84, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-666

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 813 - GERALD M. KOUACS - \$456.62)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 19⁸³, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 19 84, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$456.62.

SECTION 2. That the cost of the aforesaid work, being the amount of \$456.62, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 11 of Block 813 of Campus Tract as per map filed Oct. 11, 1937 in Vol. 11 of Maps 37, Pg. 37, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 114-10-03)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed
(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 19 84, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-667

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 813 - STANFORD CUSHWAY - \$456.62)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$456.62.

SECTION 2. That the cost of the aforesaid work, being the amount of \$456.62, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 7 of Block 813 of Campus Tract as per map filed Oct. 11, 1937 in Vol. 11 of Maps 37, Pg. 37, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 114-10-27)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 19 84, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

- AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
- NOES: Councilmembers: None
- ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-668

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 820 - WARNER A. BENTHALL - \$355.62)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$355.62.

SECTION 2. That the cost of the aforesaid work, being the amount of \$355.62, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 9 of Block 820 of Campus Tract as per map filed Oct. 11, 1937 in Vol. 11 of Maps at Pg. 37, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 114-09-02)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-669

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 820 - FRANK J. CAPPS - \$337.69)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$337.69.

SECTION 2. That the cost of the aforesaid work, being the amount of \$337.69, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 10 of Block 820 of Campus Tract as per map filed Oct. 11, 1937 in Vol. 11 of Maps at Pg. 37, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 114-09-03)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensiger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-670

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 820 - HAROLD L. HUTCHINSON - \$566.10)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 19⁸³, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 19⁸⁴, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$566.10.

SECTION 2. That the cost of the aforesaid work, being the amount of \$566.10, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 11 and the West 33' of Lot 12 of Block 820 of Campus Tract as per map filed Oct. 11, 1937 in Vol. 11 of Maps at Pg. 37, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 114-09-04)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-671

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 820 - JOHN W. CROSBY - \$542.42)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$542.42.

SECTION 2. That the cost of the aforesaid work, being the amount of \$542.42, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The East 33' of Lot 12 and all of Lot 13 of Block 820 of Campus Tract as per map filed Oct. 11, 1937 in Vol. 11 of Maps at Pg. 37, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 114-09-05)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-672

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 820 - CHARLES J. PELUSO - \$361.63)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$361.63.

SECTION 2. That the cost of the aforesaid work, being the amount of \$361.63, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 14 of Block 820 of Campus Tract as per map filed Oct. 11, 1937 in Vol. 11 of Maps at Pg. 37, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 114-09-06)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 19 84, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-673

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 820 - GEORGE W. LAWRENCE - \$361.63)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$361.63.

SECTION 2. That the cost of the aforesaid work, being the amount of \$361.63, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 15 of Block 820 of Campus Tract as per map filed Oct. 11, 1937 in Vol. 11 of Maps at Pg. 37, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 114-09-07)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-674

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 820 - LAWRENCE S. JACOBSEN - \$361.63)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$361.63.

SECTION 2. That the cost of the aforesaid work, being the amount of \$361.63, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 16 of Block 820 of Campus Tract as per map filed Oct. 11, 1937 in Vol. 11 of Maps at Pg. 37, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 114-09-08)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-675

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 820 - JACK ROBINSON - \$361.63)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$361.63.

SECTION 2. That the cost of the aforesaid work, being the amount of \$361.63, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 1 of Block 820 of Campus Tract as per map filed Oct. 11, 1937 in Vol. 11 of Maps at Pg. 37, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 114-09-27)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed
(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-676

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 820 - CHARLES L. DUCHSCHER - \$361.63)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 19⁸³, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 19⁸⁴, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$361.63.

SECTION 2. That the cost of the aforesaid work, being the amount of \$361.63, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 17 of Block 820 of Campus Tract as per map filed Oct. 11, 1937 in Vol. 11 of Maps at Pg. 37, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 114-09-09)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed
(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyne*
NORRINE COYNE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-677

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 820 - AGNES M. SALTER TRUST - \$361.63)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 19⁸³, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 19⁸⁴, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$361.63.

SECTION 2. That the cost of the aforesaid work, being the amount of \$361.63, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 2 of Block 820 of Campus Tract as per map filed Oct. 11, 1937 in Vol. 11 of Maps at Pg. 37, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 114-09-28)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-678

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 820 - MARY A. MURRAY - \$361.63)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$361.63.

SECTION 2. That the cost of the aforesaid work, being the amount of \$361.63, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 3 of Block 820 of Campus Tract as per map filed Oct. 11, 1937 in Vol. 11 of Maps at Pg. 37, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 114-09-29)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-679

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 820 - RAYMOND G. OBERLIN - \$381.95)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$381.95.

SECTION 2. That the cost of the aforesaid work, being the amount of \$381.95, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 4 and the East 4' of Lot 5 of Block 820 of Campus Tract as per map filed Oct. 11, 1937 in Vol. 11 of Maps at Pg. 37, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 114-09-30)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

- AYES:** Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
- NOES:** Councilmembers: None
- ABSENT:** Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-680

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 820 - JANICE M. KLINE - \$518.19)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$518.19.

SECTION 2. That the cost of the aforesaid work, being the amount of \$518.19, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The West 62' of Lot 5 and the East 33' of Lot 6 of Block 820 of Campus Tract as per map filed Oct. 11, 1937 in Vol. 11 of Maps at Pg. 37, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 114-09-31)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-681

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 820 - JEFFERY C. DAVIS - \$511.74)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$511.74.

SECTION 2. That the cost of the aforesaid work, being the amount of \$511.74, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The West 33' of Lot 6 and all of Lot 7 of Block 820 of Campus Tract as per map filed Oct. 11, 1937 in Vol. 11 of Maps at Pg. 37, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 114-09-32)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-682

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 1205 - ADMINISTRATOR OF VETERANS AFFAIRS - \$382.61)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of

\$382.61.

SECTION 2. That the cost of the aforesaid work, being the amount of \$382.61, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 12 of Block 1205 of Green Acres No. 2 as per map filed Oct. 25, 1955 in Vol. 18 of Maps at Pg. 38, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 32-03-13)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 1205 - JUSTICE COOPER - \$558.81)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$558.81.

SECTION 2. That the cost of the aforesaid work, being the amount of \$558.81, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 13 of Block 1205 of Green Acres No. 2 as per map filed Oct. 25, 1955 in Vol. 18 of Maps at Pg. 38, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 32-03-14)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 19 84, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-684

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 1205 - DOROTHY M. MELLOR - \$72.89)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$72.89.

SECTION 2. That the cost of the aforesaid work, being the amount of \$72.89, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 14 of Block 1205 of Green Acres No. 2 as per map filed Oct. 25, 1955 in Vol. 18 of Maps at Pg. 38, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 32-03-15)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-685

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 1206 - CLAIRE PRICE - \$370.61)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$370.61.

SECTION 2. That the cost of the aforesaid work, being the amount of \$370.61, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 8 of Block 1206 of Green Acres No. 2 as per map filed Oct. 25, 1955 in Vol. 18 of Maps at Pg. 38, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 32-03-36)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-686

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 1206 - ROBERT J. WAGNOR - \$362.01)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$362.01.

SECTION 2. That the cost of the aforesaid work, being the amount of \$362.01, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 9 of Block 1206 of Green Acres No. 2 as per map filed Oct. 25, 1955 in Vol. 18 of Maps at Pg. 38, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 32-03-37)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-687

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 1206 - ROBERT C. VOLZ - \$362.01)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$362.01.

SECTION 2. That the cost of the aforesaid work, being the amount of \$362.01, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 10 of Block 1206 of Green Acres No. 2 as per map filed Oct. 25, 1955 in Vol. 18 of Maps at Pg. 38, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 32-03-38)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-688

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 1206 - MARY E. SMITH - \$366.14)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$366.14.

SECTION 2. That the cost of the aforesaid work, being the amount of \$366.14, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 11 of Block 1206 of Green Acres No. 2 as per map filed Oct. 25, 1955 in Vol. 18 of Maps at Pg. 38, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 32-03-39)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-689

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 1206 - VINCENT S. CAMARDA - \$72.89)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$72.89.

SECTION 2. That the cost of the aforesaid work, being the amount of \$72.89, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 1 of Block 1206 of Green Acres No. 2 as per map filed Oct. 25, 1955 in Vol. 18 of Maps at Pg. 38, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 32-03-10)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 1206 - VELVIDA HINES - \$558.81)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$558.81.

SECTION 2. That the cost of the aforesaid work, being the amount of \$558.81, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 2 of Block 1206 of Green Acres No. 2 as per map filed Oct. 25, 1955 in Vol. 18 of Maps at Pg. 38, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 32-03-11)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed
(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-691

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 1206 - ENRICO ANGELO - \$382.76)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$382.76.

SECTION 2. That the cost of the aforesaid work, being the amount of \$382.76, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 3 of Block 1206 of Green Acres No. 2 as per map filed Oct. 25, 1955 in Vol. 18 of Maps at Pg. 38, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 32-03-12)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 19 84, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-692

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 1206 - C. BURLIN DAVIS - \$361.33)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$361.33.

SECTION 2. That the cost of the aforesaid work, being the amount of \$361.33, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 4 of Block 1206 of Green Acres No. 2 as per map filed Oct. 25, 1955 in Vol. 18 of Maps at Pg. 38, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 32-03-40)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-693

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 1206 - TONY RODIN - \$362.01)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$362.01.

SECTION 2. That the cost of the aforesaid work, being the amount of \$362.01, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 5 of Block 1206 of Green Acres No. 2 as per map filed Oct. 25, 1955 in Vol. 18 of Maps at Pg. 38, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 32-03-41)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 19 84, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-694

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 1206 - ARTHUR E. WITTRIEN - \$362.01

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of

\$362.01.

SECTION 2. That the cost of the aforesaid work, being the amount of \$362.01, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 6 of Block 1206 of Green Acres No. 2 as per map filed Oct. 25, 1955 in Vol. 18 of Maps at Pg. 38, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 32-03-42)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-695

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 1206 -RAYMOND M. ORTEGA, SR. - \$375.37)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$375.37.

SECTION 2. That the cost of the aforesaid work, being the amount of \$375.37, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 7 of Block 1206 of Green Acres No. 2 as per map filed Oct. 25, 1955 in Vol. 18 of Maps at Pg. 38, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 32-03-43)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 1307 - RAY PIFFERINI - \$488.80)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$488.80.

SECTION 2. That the cost of the aforesaid work, being the amount of \$488.80, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 8 of Block 1307 of Strathmore Unit No. 1 as per map filed Nov. 9, 1959 in Vol. 19 of Maps at Pg. 30, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 32-19-20)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-697

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 1307 - MERVIN H. KUHLMAN - \$424.63)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$424.63.

SECTION 2. That the cost of the aforesaid work, being the amount of \$424.63, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 9 of Block 1307 of Strathmore Unit No. 1 as per map filed Nov. 9, 1959 in Vol. 19 of Maps at Pg. 30, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 32-19-19)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-698

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 1307 - ROBERT D. DEAN - \$404.72)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$404.72.

SECTION 2. That the cost of the aforesaid work, being the amount of \$404.72, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 10 of Block 1307 of Scenic Manor as per map filed June 10, 1964 in Vol. 20 of Maps at Pg. 75, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 32-19-62)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyne*
NORRINE COYNE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-699

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 1307 - AULDA SMOUSE - \$397.32)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$397.32.

SECTION 2. That the cost of the aforesaid work, being the amount of \$397.32, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 11 of Block 1307 of Scenic Manor as per map filed June 10, 1964 in Vol. 20 of Maps at Pg. 75, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 32-19-61)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

- AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
- NOES: Councilmembers: None
- ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-700

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 1307- CLARENCE SMITH - \$397.32)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of

\$397.32.

SECTION 2. That the cost of the aforesaid work, being the amount of \$397.32, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 12 of Block 1307 of Scenic Manor as per map filed June 10, 1964 in Vol. 20 of Maps at Pg. 75, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 32-19-60)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-701

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 1307 - JAMES E. FREDERICK - \$397.32)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$397.32.

SECTION 2. That the cost of the aforesaid work, being the amount of \$397.32, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 13 of Block 1307 of Scenic Manor as per map filed June 10, 1964 in Vol. 20 of Maps at Pg. 75, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 32-19-59)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-702

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 1307 - MANUEL J. DIAS - \$570.94)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$570.94.

SECTION 2. That the cost of the aforesaid work, being the amount of \$570.94, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 14 of Block 1307 of Scenic Manor as per map filed June 10, 1964 in Vol. 20 of Maps at Pg. 75, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 32-19-58)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed
(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 19 84, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-703

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 1307 - SIDNEY C. ROGERS - \$385.10)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of

\$385.10.

SECTION 2. That the cost of the aforesaid work, being the amount of \$385.10, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 7 of Block 1307 of Strathmore Unit No. 1 as per map filed Nov. 9, 1959 in Vol. 19 of Maps at Pg. 30, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 32-19-21)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-704

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 1307 - EVERETTE L. DICKINSON - \$515.22)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$515.22.

SECTION 2. That the cost of the aforesaid work, being the amount of \$515.22, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 6 of Block 1307 of Strathmore Unit No. 1 as per map filed Nov. 9, 1959 in Vol. 19 of Maps at Pg. 30, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 32-19-22)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-705

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 1307 - JERRY L. BAYLEY - \$589.27)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$589.27.

SECTION 2. That the cost of the aforesaid work, being the amount of \$589.27, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 5 of Block 1307 of Strathmore Unit No. 1 as per map filed Nov. 9, 1959 in Vol. 19 of Maps at Pg. 30, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 32-19-23)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 19 84, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-706

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 1307 - ROBERT W. BRADLEY - \$483.68)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$483.68.

SECTION 2. That the cost of the aforesaid work, being the amount of \$483.68, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The North 97.39' of Lot 4 of Block 1307 of Strathmore Unit No. 1 as per map filed Nov. 9, 1959 in Vol. 19 of Maps at Pg. 30, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 32-19-41)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-707

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 1307 - RUTH I. MORGAN - \$350.28)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$350.28.

SECTION 2. That the cost of the aforesaid work, being the amount of \$350.28, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The South 5' of Lot 4 and all of Lot 3 of Block 1307 of Strathmore Unit No. 1 as per map filed Nov. 9, 1959 in Vol. 19 of Maps at Pg. 30, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 32-19-40)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-708

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 1307 - GERALD W. PETERSON - \$350.28)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$350.28.

SECTION 2. That the cost of the aforesaid work, being the amount of \$350.28, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 1 of Block 1307 of Strathmore Unit No. 1 as per map filed Nov. 9, 1959 in Vol. 19 of Maps at Pg. 30, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 32-19-46)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 19 84, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-709

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 3088 - GLORIA A. BOWMAN - \$324.04)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$324.04.

SECTION 2. That the cost of the aforesaid work, being the amount of \$324.04, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 10 of Block 3088 of Hudson Park as per map filed Apr. 14, 1953 in Vol. 17 of Maps at Pg. 57, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 37-47-21)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed
(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-710

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 3088 - GRANCES L. LEIVAS - \$283.02)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$283.02.

SECTION 2. That the cost of the aforesaid work, being the amount of \$283.02, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 9 of Block 3088 of Hudson Park as per map filed Apr. 14, 1953 in Vol. 17 of Maps at Pg. 57, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 37-47-22)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 19 84, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-711

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 3088 - JUAN GONZALES - \$283.02)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$283.02.

SECTION 2. That the cost of the aforesaid work, being the amount of \$283.02, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 8 of Block 3088 of Hudson Park as per map filed Apr. 14, 1953 in Vol. 17 of Maps at Pg. 57, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 37-47-23)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-712

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 3088 - WILFORD WAYNE CARRAWAY - \$283.02)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$283.02.

SECTION 2. That the cost of the aforesaid work, being the amount of \$283.02, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 7 of Block 3088 of Hudson Park as per map filed Apr. 14, 1953 in Vol. 17 of Maps at Pg. 57, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 37-47-24)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-713

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 3088 - DEAN L. BAKER - \$278.06)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$278.06.

SECTION 2. That the cost of the aforesaid work, being the amount of \$278.06, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 6 of Block 3088 of Hudson Park as per map filed Apr. 14, 1953 in Vol. 17 of Maps at Pg. 57, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 37-47-25)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

- AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
- NOES: Councilmembers: None
- ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-714

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 3088 - ANGEL G. DURAN - \$278.06)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$278.06.

SECTION 2. That the cost of the aforesaid work, being the amount of \$278.06, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 5 of Block 3088 of Hudson Park as per map filed Apr. 14, 1953 in Vol. 17 of Maps at Pg. 57, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 37-47-26)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-715

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 3088 - WILLIAM L. McWILLIAM - \$278.06)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$278.06.

SECTION 2. That the cost of the aforesaid work, being the amount of \$278.06, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 4 of Block 3088 of Hudson Park as per map filed Apr. 14, 1953 in Vol. 17 of Maps at Pg. 57, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 37-47-27)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-716

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 3088 - BILLIE J. DUNCAN - \$278.06)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of

\$278.06.

SECTION 2. That the cost of the aforesaid work, being the amount of \$278.06, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 3 of Block 3088 of Hudson Park as per map filed Apr. 14, 1953 in Vol. 17 of Maps at Pg. 57, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 37-47-28)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-717

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 3088 - JESSE D. BOLTON - \$295.29)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$295.29.

SECTION 2. That the cost of the aforesaid work, being the amount of \$295.29, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 2 of Block 3088 of Hudson Park as per map filed Apr. 14, 1953 in Vol. 17 of Maps at Pg. 57, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 37-47-29)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-718

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 3088 - MANUEL LINARES - \$343.80)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$343.80.

SECTION 2. That the cost of the aforesaid work, being the amount of \$343.80, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 1 of Block 3088 of Hudson Park as per map filed Apr. 14, 1953 in Vol. 17 of Maps at Pg. 57, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 37-47-30)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


NORRINE COYLE, City Clerk

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CON-STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 3088 - SHORT FAMILY INVESTMENT CO. - \$647.38)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of as-phalitic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$647.38.

SECTION 2. That the cost of the aforesaid work, being the amount of \$647.38, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Beginning at a point 102' S. from the Southeast corner of Lot 16; thence S. 130'; W. 105.57' Northerly 130.38'; E. 129.15' of Block 3088 of Hudson Park as per map filed Apr. 14, 1953 in Vol. 17 of Maps at Pg. 57, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 34-47-31)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-720

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 3088 - APHRAIM APOLINAR - \$520.32)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$520.32.

SECTION 2. That the cost of the aforesaid work, being the amount of \$520.32, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Beginning at the Southeast corner of Lot 16; thence S. 102'; thence W. 129.15'; thence N. 104.79'; thence E. 129.15' to the point of beginning of Block 3088 of Hudson Park as per map filed Apr. 14, 1953 in Vol. 17 of Maps at Pg. 57, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 34-47-32)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 3088 - ANGELEE COBB - \$287.99)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$287.99.

SECTION 2. That the cost of the aforesaid work, being the amount of \$287.99, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 16 of Block 3088 of Hudson Park as per map filed Apr. 14, 1953 in Vol. 17 of Maps at Pg. 57, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 34-47-33)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 3088 - DOYLE E. HAMMAN - \$287.99)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$287.99.

SECTION 2. That the cost of the aforesaid work, being the amount of \$287.99, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 15 of Block 3088 of Hudson Park as per map filed Apr. 14, 1953 in Vol. 17 of Maps at Pg. 57, Stan. Cty. Records.

(Stan.Cty. Assessor's Parcel No. 34-47-34)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 19 84, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-723

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 3088 - GEORGE H. FORD - \$287.99)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$287.99.

SECTION 2. That the cost of the aforesaid work, being the amount of \$287.99, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 14 of Block 3088 of Hudson Park as per map filed Apr. 14, 1953 in Vol. 17 of Maps at Pg. 57, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 34-47-35)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-724

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 3088 - HUMBERTO R. RODRIGUEZ - \$287.99)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$287.99.

SECTION 2. That the cost of the aforesaid work, being the amount of \$287.99, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 13 of Block 3088 of Hudson Park as per map filed Apr. 14, 1953 in Vol. 17 of Maps at Pg. 57, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 34-47-36)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 3088 - E.J. HYDEN - \$287.99)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$287.99.

SECTION 2. That the cost of the aforesaid work, being the amount of \$287.99, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 12 of Block 3088 of Hudson Park as per map filed Apr. 14, 1953 in Vol. 17 of Maps at Pg. 57, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 34-47-37)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-726

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 3088 - HARRY H. WHEELER - \$316.74)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$316.74.

SECTION 2. That the cost of the aforesaid work, being the amount of \$316.74, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 11 of Block 3088 of Hudson Park as per map filed Apr. 14, 1953 in Vol. 17 of Maps at Pg. 57, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 34-47-38)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES: Councilmembers: None
ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 6018 - CURTIS C. STONECIPHER - \$336.02)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$336.02.

SECTION 2. That the cost of the aforesaid work, being the amount of \$336.02, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The E. 69.15' of the W. 99.15' of the N. 95.02' of the South 240' of Lot 4 of Block 6018 of Chiquita Colony as per map filed Mar. 17, 1904 in Vol. 1 of Maps, Pg. 43, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-18-44)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 6018 - EARL E. HEATH - \$349.86)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of

\$349.86.

SECTION 2. That the cost of the aforesaid work, being the amount of \$349.86, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The E. 72' of the W. 171.15' of the N. 95' of the S. 240' of Lot 4 of Block 6018 of Chiquita Colony as per map filed Mar. 17, 1904 in Vol. 1 of Maps, Pg. 43, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-18-45)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 19 84, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-729

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 6018 - GARY L. JONES - 291.55)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$291.55.

SECTION 2. That the cost of the aforesaid work, being the amount of \$291.55, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The E. 60' of the W. 231.15' of the N. 95' of the S. 240' of Lot 4 of Block 6018 of Chiquita Colony as per map filed Mar. 17, 1904 in Vol. 1 of Maps, Pg. 43, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-18-46)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 19 84, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-730

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 6018 - RICHARD H. ANDERSON - \$345.00)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$345.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$345.00, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 1 of Block 6018 of College Fig Garden as per map filed Mar. 4, 1953 in Vol. 17 of Maps, Pg. 50, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-18-47)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed
(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-731

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 6018 - JAMES A. HANDLEY - \$345.00)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$345.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$345.00, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 2 of Block 6018 of College Fig Garden as per map filed Mar. 4, 1953 in Vol. 17 of Maps, Pg. 50, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-18-48)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-732

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 6018 - GEORGE S. RIEBE - \$345.00)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$345.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$345.00, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 3 of Block 6018 of College Fig Garden as per map filed Mar. 4, 1953 in Vol. 17 of Maps, Pg. 50, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-18-49)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 19 84, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Morrine Coyle*
MORRINE COYLE, City Clerk

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 6018 - KATHY H. WHALEY - \$345.00)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$345.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$345.00, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 4 of Block 6018 of College Fig Garden as per map filed Mar. 4, 1953 in Vol. 17 of Maps, Pg. 50, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-18-50)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 6018 - RALPH D. HUTCHINSON - \$340.15)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$340.15.

SECTION 2. That the cost of the aforesaid work, being the amount of \$340.15, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 5 of Block 6018 of College Fig Garden as per map filed Mar. 4, 1953 in Vol. 17 of Maps, Pg. 50, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-18-51)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed
(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-735

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 6018 - MICHAEL L. EVANS - \$340.15)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$340.15.

SECTION 2. That the cost of the aforesaid work, being the amount of \$340.15, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 6 of Block 6018 of College Fig Garden as per map filed Mar. 4, 1953 in Vol. 17 of Maps, Pg. 50, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-18-52)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed
(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-736

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 6018 - HOWARD DRAPER - \$350.59)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$350.59.

SECTION 2. That the cost of the aforesaid work, being the amount of \$350.59, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 7 of Block 6018 of College Fig Garden as per map filed Mar. 4, 1953 in Vol. 17 of Maps, Pg. 50, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-18-53)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed
(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-737

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 6018 - PHILLIP G. NISONGER - \$342.82)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$342.82.

SECTION 2. That the cost of the aforesaid work, being the amount of \$342.82, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 8 of Block 6018 of College Fig Garden as per map filed Mar. 4, 1953 in Vol. 17 of Maps, Pg. 50, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-18-54)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-738

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 6018 - ESTHER M. OLSEN - \$345.00)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$345.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$345.00, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 9 of Block 6018 of College Fig Garden as per map filed Mar. 4, 1953 in Vol. 17 of Maps, Pg. 50, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-18-55)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 19 84, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 6018 - LAVERNE D. REYNOLDS - \$345.00)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$345.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$345.00, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 10 of Block 6018 of College Fig Garden as per map filed Mar. 4, 1953 in Vol. 17 of Maps, Pg. 50, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-18-56)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-740

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 6018 - BERYL THOMPSON - \$345.00)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$345.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$345.00, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 11 of Block 6018 of College Fig Garden as per map filed Mar. 4, 1953 in Vol. 17 of Maps, Pg. 50, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-18-57)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


NORRINE COYLE, City Clerk

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 6018 - WADE M. RIDENHOUR - \$345.00)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$345.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$345.00, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 12 of Block 6018 of College Fig Garden as per map filed Mar. 4, 1953 in Vol. 17 of Maps, Pg. 50, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-18-58)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed
(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-742

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 6018 - LOIS LANGSTON - \$345.00)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$345.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$345.00, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 13 of Block 6018 of College Fig Garden as per map filed Mar. 4, 1953 in Vol. 17 of Maps, Pg. 50, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-18-59)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


NORRINE COYLE, City Clerk

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 6018 - SHARON L. BUMP - \$345.00)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 19⁸³, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 19⁸⁴, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$345.00.

SECTION 2. That the cost of the aforesaid work, being the amount of \$345.00, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 14 of Block 6018 of College Fig Garden as per map filed Mar. 4, 1953 in Vol. 17 of Maps, Pg. 50, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-18-60)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:

Norrine Coyle

NORRINE COYLE, City Clerk

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 6018 - CRAIG D. HOLLINGSWORTH - \$325.96)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$325.96.

SECTION 2. That the cost of the aforesaid work, being the amount of \$325.96, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Parcel C of Block 6018 as shown on that map filed May 9, 1972 in Vol. 14 of Parcel Maps at Pg. 22, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-18-63)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-745

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 6018 - RONALD J. RICHARDSON - \$349.86)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$349.86.

SECTION 2. That the cost of the aforesaid work, being the amount of \$349.86, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Parcel B of Block 6018 as shown on that map filed May 9, 1972 in Vol. 14 of Parcel Maps at Pg. 22, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-18-64)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-746

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 6018 - SUBURBAN COASTAL CORPORATION - \$299.57)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$299.57.

SECTION 2. That the cost of the aforesaid work, being the amount of \$299.57, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Parcel A of Block 6018 as shown on that map filed May 9, 1972 in Vol. 14 of Parcel Maps at Pg. 22, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-18-62)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-747

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 6058 - CHARLES J. BILLINGTON - \$894.02)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$894.02.

SECTION 2. That the cost of the aforesaid work, being the amount of \$894.02, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lots 5 - 11 of Block 6048 of Mensinger Tract No. 2 as per map filed 6/30/36 in Vol. 11 of Maps at Pg. 30, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 119-14-01)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed
(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

- AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
- NOES: Councilmembers: None
- ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-748

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 6058 - JAMES MACMILLAN - \$438.33)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$438.33.

SECTION 2. That the cost of the aforesaid work, being the amount of \$438.33, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lots 1-4 of Block 6058 of Mensinger Tract No. 2 as per map filed June 30, 1936 in Vol. 11 of Maps at Pg. 30, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 119-04-02)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-749

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 6058 - JOHN L. MENSINGER - \$536.41)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$536.41.

SECTION 2. That the cost of the aforesaid work, being the amount of \$536.41, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot A of Block 6058 of Mensinger Tract No. 4 as per map filed Aug. 1, 1946 in Vol. 14 of Maps at Pg. 30, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 119-14-03)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed
(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

- AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
- NOES: Councilmembers: None
- ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-750

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 6058 - HAROLD J. KREUTZ - \$690.90)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$690.90.

SECTION 2. That the cost of the aforesaid work, being the amount of \$690.90, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lots 12 - 15 of Block 6058 of Mensinger Tract No. 4 as per map filed Aug. 1, 1946 in Vol. 14 of Maps at Pg. 30, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 119-14-08)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed
(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-751

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 6109 - REED H. STEVENS - \$242.96)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$242.96.

SECTION 2. That the cost of the aforesaid work, being the amount of \$242.96, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 17 of Block 6109 of Wilen Tract as per map filed Apr. 27, 1945 in Vol. 14 of Maps at Pg. 32, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-11-01)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed
(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-752

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 6109 - LAVERN E. SHADDUCK - \$242.96)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$242.96.

SECTION 2. That the cost of the aforesaid work, being the amount of \$242.96, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 18 of Block 6109 of Wilen Tract as per map filed Apr. 27, 1945 in Vol. 14 of Maps at Pg. 32, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-11-02)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed
(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-753

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 6109 - NELLIE LEONARD - \$242.96)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$242.96.

SECTION 2. That the cost of the aforesaid work, being the amount of \$242.96, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 19 of Block 6109 of Wilen Tract as per map filed Apr. 27, 1945 in Vol. 14 of Maps at Pg. 32, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-11-03)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed
(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-754

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 6109 - MADORA E. HUNT - \$242.96)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$242.96.

SECTION 2. That the cost of the aforesaid work, being the amount of \$242.96, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 20 of Block 6109 of Wilen Tract as per map filed Apr. 27, 1945 in Vol. 14 of Maps at Pg. 32, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-11-04)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed
(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-755

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 6109 - LELA COSTA - \$242.96)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$242.96.

SECTION 2. That the cost of the aforesaid work, being the amount of \$242.96, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 21 of Block 6109 of Wilen Tract as per map filed Apr. 27, 1945 in Vol. 14 of Maps at Pg. 32, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-11-05)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed
(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-756

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 6109 - LENA FARLEY - \$242.96)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$242.96.

SECTION 2. That the cost of the aforesaid work, being the amount of \$242.96, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 22 of Block 6109 of Wilen Tract as per map filed Apr. 27, 1945 in Vol. 14 of Maps at Pg. 32, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-11-06)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-757

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 6109 - JOHN E. KING - \$242.96)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$242.96.

SECTION 2. That the cost of the aforesaid work, being the amount of \$242.96, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 23 of Block 6109 of Wilen Tract as per map filed Apr. 27, 1945 in Vol. 14 of Maps at Pg. 32, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-11-07)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed
(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-758

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 6109 - DAVID E. FANJUL - \$242.96)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$242.96.

SECTION 2. That the cost of the aforesaid work, being the amount of \$242.96, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 24 of Block 6109 of Wilen Tract as per map filed Apr. 27, 1945 in Vol. 14 of Maps at Pg. 32, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-11-08)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-759

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 6109 - JUANA C. ZENTENO - \$242.96)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$242.96.

SECTION 2. That the cost of the aforesaid work, being the amount of \$242.96, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 25 of Block 6109 of Wilen Tract as per map filed Apr. 27, 1945 in Vol. 14 of Maps at Pg. 32, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-11-09)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed
(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-760

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 6109 - GORDON R. NELSON - \$242.96)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$242.96.

SECTION 2. That the cost of the aforesaid work, being the amount of \$242.96, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 26 of Block 6109 of Wilen Tract as per map filed Apr. 27, 1945 in Vol. 14 of Maps at Pg. 32, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-11-10)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed
(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-761

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 6109 - RICHARD G. SNOW - \$242.96)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$242.96.

SECTION 2. That the cost of the aforesaid work, being the amount of \$242.96, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 27 of Block 6109 of Wilen Tract as per map filed Apr. 27, 1945 in Vol. 14 of Maps at Pg. 32, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-11-11)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-762

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 6109 - GEORGE G. SAPONAS - \$242.96)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$242.96.

SECTION 2. That the cost of the aforesaid work, being the amount of \$242.96, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 6 of Block 6109 of Wilen Tract as per map filed Apr. 27, 1945 in Vol. 14 of Maps at Pg. 32, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-11-16)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-763

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 6109 - KATHRYN EVENSON - \$242.96)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$242.96.

SECTION 2. That the cost of the aforesaid work, being the amount of \$242.96, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 7 of Block 6109 of Wilen Tract as per map filed Apr. 27, 1945 in Vol. 14 of Maps at Pg. 32, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-11-17)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed
(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-764

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 6109 - JAMES J. WEAKLAND - \$242.96)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$242.96.

SECTION 2. That the cost of the aforesaid work, being the amount of \$242.96, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 8 of Block 6109 of Wilen Tract as per map filed Apr. 27, 1945 in Vol. 14 of Maps at Pg. 32, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-11-18)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed
(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-765

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 6109 - MARK J. GREENLEE - \$242.96)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$242.96.

SECTION 2. That the cost of the aforesaid work, being the amount of \$242.96, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 9 of Block 6109 of Wilen Tract as per map filed Apr. 27, 1945 in Vol. 14 of Maps at Pg. 32, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-11-19)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-766

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 6109 - JOHN L. SMITH - \$242.96)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$242.96.

SECTION 2. That the cost of the aforesaid work, being the amount of \$242.96, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 10 of Block 6109 of Wilen Tract as per map filed Apr. 27, 1945 in Vol. 14 of Maps at Pg. 32, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-11-20)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed
(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 19 84, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-767

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 6109 - HOMER J. HAYES - \$242.96)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$242.96.

SECTION 2. That the cost of the aforesaid work, being the amount of \$242.96, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 11 of Block 6109 of Wilen Tract as per map filed Apr. 27, 1945 in Vol. 14 of Maps at Pg. 32, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-11-21)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-768

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 6109 - HELEN B. SPIES - \$242.96)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$242.96.

SECTION 2. That the cost of the aforesaid work, being the amount of \$242.96, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 12 of Block 6109 of Wilen Tract as per map filed Apr. 27, 1945 in Vol. 14 of Maps at Pg. 32, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-11-22)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-769

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 6109 - RICHARD C. STASI - \$242.96)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$242.96.

SECTION 2. That the cost of the aforesaid work, being the amount of \$242.96, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed. All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 13 of Block 6109 of Wilen Tract as per map filed Apr. 27, 1945 in Vol. 14 of Maps at Pg. 32, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-11-23)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-770

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 6109 - LINNA M. WELDON - \$242.96)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$242.96.

SECTION 2. That the cost of the aforesaid work, being the amount of \$242.96, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 14 of Block 6109 of Wilen Tract as per map filed Apr. 27, 1945 in Vol. 14 of Maps at Pg. 32, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-11-24)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed
(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-771

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-
INTENDENT OF STREETS CONCERNING THE WORK OF CON-
STRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CER-
TAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE
WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESS-
ING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF
REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND
DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.
(BLOCK 6109 - MARIO SISTO, SR. - \$242.96)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.)
of the Streets and Highways Code of the State of California establishes
a procedure pursuant to which the construction of certain improvements
may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt
its Resolution No. 83-544, ordering the installation of certain
improvements along certain alleys in the City of Modesto as provided
therein, and directing the Superintendent of Streets to give notice
requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part
3 of Division 7 of the Streets and Highways Code the Superintendent of
Streets proceeded to cause the completion of the construction of as-
phaltic concrete paving on property abutting the property hereafter
described, and

WHEREAS, September 18, 1984, at 4:00 o'clock
P.M. in the Council Chambers, located in the City Hall, 801 Eleventh
Street, Modesto, California, was set as the time and place for hearing
and passing upon the report of the Superintendent of Streets with respect
to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$242.96.

SECTION 2. That the cost of the aforesaid work, being the amount of \$242.96, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 15 of Block 6109 of Wilen Tract as per map filed Apr. 27, 1945 in Vol. 14 of Maps at Pg. 32, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-11-25)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed (Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

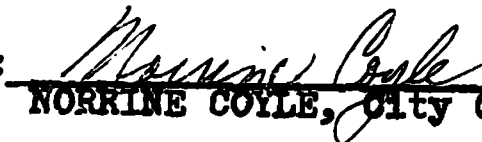
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 19 84, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-772

A RESOLUTION CONFIRMING THE REPORT OF THE SUPER-INTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPORVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN.

(BLOCK 6109 - LLOYD E. LOEB - \$242.96)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required, and

WHEREAS, the Council did, on August 23, 1983, adopt its Resolution No. 83-544, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements, and

WHEREAS, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code the Superintendent of Streets proceeded to cause the completion of the construction of asphaltic concrete paving on property abutting the property hereafter described, and

WHEREAS, September 18, 1984, at 4:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

(Alleys)

WHEREAS, at the time of said hearing, said Council received the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk.

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of \$242.96.

SECTION 2. That the cost of the aforesaid work, being the amount of \$242.96, be assessed in three annual installments as a lien against the parcel (s) of property fronting upon the work so constructed.

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 16 of Block 6109 of Wilen Tract as per map filed Apr. 27, 1945 in Vol. 14 of Maps at Pg. 32, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-11-26)

SECTION: 3. Said assessment shall bear interest on the unpaid balance at the rate of seven (7%) per cent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed

(Alleys)

by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-773**

**A RESOLUTION AMENDING SECTION 2 OF RESOLUTION NO. 80-813 ENTITLED "A RESOLUTION GRANTING THE APPEAL FILED BY RULE ENTERPRISES TO THE DECISION OF THE PLANNING COMMISSION DENYING AN AMENDMENT TO SECTION 16-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO TO REZONE FROM LOW DENSITY RESIDENTIAL ZONE, R-1, TO PLANNED DEVELOPMENT ZONE, P-D(275), AND OVERRULING THE DECISION OF THE PLANNING COMMISSION."
(CENTER STATE HOLDING COMPANY)**

WHEREAS, the City Council, by Ordinance No. 1973-C.S., which was introduced on August 12, 1980, finally adopted on August 19, 1980, and which became effective on September 18, 1980, amended Section 16-3-9 of the Zoning Map to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(275), property located on the west side of Coffee Road, south of Rumble Road, and

WHEREAS, City Council Resolution No. 80-813 which was adopted on August 12, 1980, granted the appeal of Rule Enterprises to the decision of the Planning Commission denying rezoning from Low Density Residential Zone, R-1, to Planned Development Zone, P-D, and approved a development plan for P-D(275) and contained the conditions of approval thereof, and

WHEREAS, on August 16, 1982, the Planning Commission by Resolution No. 82-123, granted a time extension to the development schedule calling for construction to begin on or before August 5, 1983, and to be completed by not later than August 5, 1984, and

WHEREAS, on October 6, 1983, the Council of the City of Modesto by Resolution No. 83-632, overruled the recommendation of the Planning Commission to rezone P-D(275), and granted a one-year extension to the development schedule, and

WHEREAS, a verified application for an amendment to Planned Development Zone, P-D(275) was filed by Center State Holding Company on July 19, 1984 to allow construction of the approved rental office project, presently under construction, as a condominium project, property located on the west side of Coffee Road south of Rumble Road, and

WHEREAS, said application was set for a public hearing before the Planning Commission on August 20, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, and

WHEREAS, at said hearing, after hearing evidence both oral and documentary, the Planning Commission, by its Resolution No. 84-136, found and determined that an amendment to P-D(275) is required by public necessity, convenience, and general welfare for the following reason:

The proposed amendment is to allow an office condominium project rather than rental offices and affects only the form or ownership.

and

WHEREAS, the Planning Commission, by its Resolution No. 84-136, recommended to the Council that P-D(275) be amended to allow an office condominium project rather than the approved rental office project, presently under construction, and

WHEREAS, said matter was set for a public hearing before the City Council at its regular meeting place in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, on September 18, 1984, and

WHEREAS, after hearing evidence, both oral and documentary, the Council finds and determines that the requested amendment to Planned

Development Zone, P-D(275) to allow construction of the approved rental office project, presently under construction, as a condominium project, property located on the west side of Coffee Road south of Rumble Road, is required by public necessity, convenience and general welfare for the reason set forth in Planning Commission Resolution No. 84-136 and quoted above, and

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Section 2 of Modesto City Council Resolution No. 80-813 entitled, "A Resolution Granting the Appeal filed by Rule Enterprises to the Decision of the Planning Commission Denying an amendment to Section 16-3-9 of the Zoning Map of the City of Modesto to Rezone from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(275), and Overruling the Decision of the Planning Commission" is hereby amended to read as follows:

"SECTION 2. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(275), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan titled "Center State Bank and Resource Development 2905 Coffee Road, Modesto, California", as amended in red, stamped approved by the Planning Commission on August 20, 1984.
2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation in accordance with Section 10-2.1515 of the Modesto Municipal Code.
3. Fencing shall be constructed prior to occupancy and shall be 8-foot decorative masonry wall along the west property line.
4. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

5. Prior to issuance of a building permit the developer shall dedicate public utility easements as required by the utility companies and the Director of Engineering Services.
6. Drainage shall be provided as required by the Director of Engineering Services.
7. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.
8. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of the same building materials used in the major buildings as determined by the Director of Planning and Community Development.
9. All utilities and TV facilities shall be underground. No antennas shall be permitted.
10. The developer shall, in a manner approved by the City Attorney, provide a vehicular access way for onsite traffic circulation for the benefit of the property to the north, substantially as shown in red on the plot plan.
11. All signs shall comply with the sign requirements of the P-0 Zone.
12. All curbcuts serving two-way driveways shall be widened to 41 feet in width.
13. Prior to sale of any condominiums, a subdivision map shall be recorded.
14. Prior to City Council approval of a final subdivision map, the subdivider shall submit evidence in a form satisfactory to the City Attorney, that there has been created a Property Owners Association to guarantee common facility and private property improvements and maintenance in accordance with the approved plans."

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September, 1984, by Councilmember Lang, who moved its adoption, which motion

being duly seconded by Councilmember Muratore , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-774

A RESOLUTION AMENDING SECTIONS 1 AND 2 OF RESOLUTION NO. 79-792, AS PREVIOUSLY AMENDED BY RESOLUTION NO. 81-761, TO AMEND THE DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE P-D(234). (KINDER CARE LEARNING CENTERS, INC.)

WHEREAS, the City Council, by Ordinance No. 1861-C.S., effective September 20, 1979, amended Section Map 12-3-8 of the Zoning Map to reclassify from Planned Development Zone, P-D(207), to a new Planned Development Zone, P-D(234), property located on the northeast corner of Sisk Road and Rumble Road, to allow a professional office complex, and

WHEREAS, City Council Resolution No. 79-792 which was adopted on August 7, 1979, approved the development plan and schedule for P-D(234) and also contained the conditions of approval for the development of said use on the P-D(234) property, and

WHEREAS, the City Council, by Resolution No. 81-761, which was adopted on September 1, 1981, amended P-D(234), to allow a restaurant in addition to business/professional offices, and approved a new development plan and development schedule for P-D(234), and

WHEREAS, a verified application for an amendment to Planned Development Zone, P-D(234), was filed by Kinder Care Learning Centers, Inc. on July 13, 1984, to allow, in lieu of the business/professional offices, a child day care center for 156 children with a modified development schedule, and

WHEREAS, said application was set for a public hearing before the Planning Commission on August 20, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, and

WHEREAS, at said hearing, after hearing evidence both oral and documentary, the Planning Commission, by its Resolution No. 84-135, found and determined that an amendment to Planned Development Zone, P-D(234), to allow a child day care center for 156 children, in lieu of business/professional offices, in said P-D Zone on property located at the northeast corner of Sisk Road and Rumble Road, is required by public necessity, convenience and general welfare, for the following reasons:

1. A child day care facility of this size and nature is not unlike other office type uses which had been approved for this portion of the planned development zone.
2. Conditions of approval including a six-foot board fence with decorative masonry pilaster along the east property line of this P-D Zone will ensure a degree of compatibility with adjacent uses.

and

WHEREAS, said matter was set for a public hearing before the City Council at its regular meeting place in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, on September 18, 1984, and

WHEREAS, the City Council certifies it has reviewed and considered the findings of the Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the proposed amendment to Planned Development Zone, P-D(234), and

WHEREAS, after hearing evidence, both oral and documentary, the Council finds and determines that the requested amendment to Planned Development Zone, P-D(234), to allow a child day care center for 156 children, in lieu of business/professional offices, is required by public necessity,

convenience and general welfare for the reason set forth in Planning Commission Resolution No. 81-194 and quoted above.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Sections 1 and 2 of Modesto City Council Resolution No. 79-792, as previously amended by Resolution No. 81-761, is hereby further amended to read as follows:

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(234) is hereby approved subject to the following conditions:

1. All Phase I development shall conform to the plot plan titled "Site Plan, Rex Properties - Sisk and Rumble Development" as amended in red, stamped approved by the Planning Commission on August 3, 1981. All Phase II development shall conform to the plot plan (and floor plans) titled "Proposed Kinder-Care Building for 156 Children" as amended in red, stamped approved by the Planning Commission on August 20, 1984.
2. Prior to the issuance of a building permit, for each phase a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation in accordance with Section 10-2.1515 of the Modesto Municipal Code. Screen landscaping shall be installed along the east property line.
3. Fencing for Phase I shall be six-foot board fence with decorative masonry pilasters along the north property line.
4. Fencing for Phase II shall be constructed prior to occupancy and shall be as follows:
 - a. Six-foot board fence with decorative masonry pilasters along the east property line.
 - b. Six-foot chain link fence along the north property line and around remainder of children's play yard.
5. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

6. The developer shall dedicate and/or improve sufficient right-of-way as required by the Director of Public Works to complete Sisk Road and Rumble Road to major and collector street standards prior to occupancy or upon demand by the City, whichever occurs first.
7. The developer shall improve the easterly one-half of the Sisk Road frontage of the Hetch-Hetchy right-of-way to major street standards.
8. The required public street improvements shall be constructed prior to occupancy of any structure.
9. Prior to issuance of a building permit for each phase, street improvement plans shall be approved by the Director of Public Works.
10. Prior to issuance of a building permit for each phase, the developer shall dedicate public utility easements as required by the utility companies and the Director of Public Works.
11. Irrigation lines shall be removed or relocated as required by the Modesto Irrigation District and the Director of Public Works. Easements for irrigation lines to remain shall be dedicated.
12. Drainage shall be provided as required by the Director of Public Works.
13. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Public Works.
14. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of the same building materials used in the major buildings as determined by the Director of Planning and Community Development.
15. All signs for the day care facility shall comply with the sign requirements of the P-0 Zone, for the restaurant, the H-1 Zone. No signs shall be placed on the east wall of the day care facility.
16. All curbcuts serving two-way driveways shall be widened to 41 feet in width.

17. The applicant shall install fire hydrants and the pipeline system therefor in accordance with the requirements of the Fire Chief. Hydrants shall be installed and operable prior to construction of any structures.
18. The developer shall, in a manner approved by the City Attorney, provide a vehicular accessway for onsite traffic circulation between the restaurant and day care facility portions of the site, substantially as shown in red on the plot plan.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(234):

The construction program shall be accomplished in two phases:

Phase I, to be the restaurant, construction shall begin on or before July 1, 1982, with completion to be not later than July 1, 1983.

Phase II, to be the child day care facility, construction to begin on or before September 1, 1986, and completion to be not later than September 1, 1987.

BE IT FURTHER RESOLVED that the City Clerk of the City of Modesto is hereby directed to file with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the proposed project.

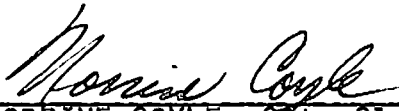
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September, 1984, by Councilmember Whiteside, who moved its adoption, which motion

being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-775A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO
AUTHORIZING THE ISSUANCE OF BONDS AFTER PUBLIC HEARING
FOR THE PURPOSE OF FINANCING THE ACQUISITION AND CONSTRUCTION OF
TWO SEPARATE AND DISTINCT MULTI-FAMILY RENTAL
HOUSING FACILITIES BY GIBRALTAR COMMUNITY BUILDERS, A
GENERAL PARTNERSHIP, AND PROVIDING OTHER MATTERS
PROPERLY RELATING THERETO

WHEREAS, the City Council of the City of Modesto (the "City") is authorized by Chapter 7 (commencing with Section 52075) of Part 5 of Division 31 of the Health and Safety Code of the State of California (the "Act") to provide financing for multi-family rental housing facilities within the City, on the terms and conditions therein provided;

WHEREAS, Gibraltar Community Builders, a general partnership (the "Company") has requested the City to issue and sell its not to exceed \$7,000,000 principal amount of Multi-Family Rental Mortgage Revenue Bonds for the purpose of providing financing to the Company for the acquisition of land and construction of an approximately 196-unit multi-family rental structure to be located on the northwest corner of Orangeburg Avenue and Lakewood Avenue in the City of Modesto, California and to issue and sell its not to exceed \$5,000,000 principal amount of Multi-Family Rental Mortgage Revenue Bonds for the purpose of providing financing to the Company for the acquisition of land and construction of an approximately 116-unit multi-family rental structure to be located on the southwest corner of Briggsmore Avenue and Lakewood Avenue in the City of Modesto, California; (the two separate and distinct facilities being herein referred to as the "Respective Projects");

WHEREAS, Section 103(k) of the Internal Revenue Code of 1954, as amended, requires that this Council shall approve the issuance of said Bonds only after a public hearing following reasonable notice on the question of whether this Council should approve the issuance of said Bonds;

WHEREAS, this Council has held on the date hereof a public hearing following reasonable public notice (as evidenced by affidavit of publication) on the question of whether this Council should approve the issuance of said Bonds, and all persons desiring to be heard have been heard; and

WHEREAS, it is in the public interest, for the public benefit and in furtherance of the public purposes of this City that the City Council authorizes Bonds for such purposes;

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

1. After public hearing, duly noticed and held, on each of the Respective Projects, the City Council hereby authorizes the issuance and sale pursuant to the Act of not to exceed \$7,000,000 and not to exceed \$5,000,000 principal amount of the City's Multi-Family Rental Mortgage Revenue Bonds for the purpose of providing financing to the Company for the Respective Projects.

2. This Resolution shall take effect immediately upon its passage and adoption; provided, however, that this Resolution shall have no force and effect following one (1) year from the date hereof unless either (i) the Bonds described herein shall have been sold, or (ii) the City shall have extended the effective date of this Resolution by a resolution hereafter adopted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-776

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO
AUTHORIZING THE ISSUANCE, SALE AND
DELIVERY OF CITY OF MODESTO, CALIFORNIA
MULTI-FAMILY RENTAL HOUSING REVENUE BONDS
(GIBRALTAR COMMUNITY BUILDERS)
AND PROVIDING OTHER MATTERS
PROPERLY RELATING THERETO

WHEREAS, the City is a duly constituted charter city of the State of California and a city within the meaning of such term in Chapter 7 of Part 5 of Division 31 of the Health and Safety Code of the State of California (the "Act") and a political subdivision within the meaning of such term in the Internal Revenue Code of 1954, as amended (the "Code");

WHEREAS, the Act authorizes the City to issue revenue bonds for the purpose of financing the construction or development of multi-family rental housing and to make or purchase loans to persons, firms, corporations, partnerships or other entities for the purpose of developing or providing such multi-family rental housing;

WHEREAS, in furtherance of the purposes of the Act and as part of the City's plan of financing residential housing, the City proposes to issue not to exceed \$12,000,000 aggregate principal amount of its revenue bonds designated "City of Modesto, California, Multi-Family Rental Housing Revenue Bonds" (Gibraltar Community Builders) (the "Bonds"), the proceeds of which shall be loaned to Gibraltar Community Builders (the "Developer") pursuant to a loan to be originated and serviced by Gibraltar Savings, A Federal Savings and Loan Association ("Gibraltar Savings") to finance the cost of two separate and distinct multi-family residential rental developments (the "Projects") to be located within the City of Modesto, California and occupied partially (at least 20 percent) by persons of low and moderate income, within the meaning of Section 103(b)(12)(C) of the Code, all for the public purpose of assisting persons of low and moderate income within the City to afford the costs of decent, safe and sanitary housing;

WHEREAS, the Bonds are proposed to be issued pursuant to and secured by an Indenture of Trust (the "Indenture") by and between the City and Security Pacific National Bank (the "Trustee");

WHEREAS, the City and Gibraltar Savings propose to enter into a Lender Loan Agreement (the "Lender Loan Agreement"), providing, among other things, for two separate loans of the proceeds of the Bonds by Gibraltar Savings to the Developer to finance the cost of the Projects;

WHEREAS, in order to assure compliance with the Act and the Code, the City and the Developer propose to enter into a Regulatory Agreement and Declaration of Restrictive Covenants with respect to the Projects (the "Regulatory Agreement");

WHEREAS, Gibraltar Savings will provide a Surety Bond (the "Surety Bond") issued by Industrial Indemnity Company guaranteeing Gibraltar Savings' payments of principal and interest under the Lender Loan Agreement;

WHEREAS, Paine Webber, Incorporated, as underwriters (the "Underwriters") with respect to the Bonds, have presented to this meeting a form of Bond Purchase Agreement (the "Purchase Agreement") and an Official Statement pertaining to the Bonds (the "Official Statement") for the consideration of the Council;

WHEREAS, the City has now determined to issue the Bonds and to enter into the Indenture to secure the Bonds by a pledge and assignment of the Lender Loan Agreement, the Regulatory Agreement, and the various other funds, property and agreements more particularly described in the Indenture, including, without limitation, the rights accruing to the Bondowners under the Surety Bond (the "Trust Estate");

WHEREAS, all things necessary to cause the Bonds, when authenticated by the Trustee and issued as in the Indenture provided, to be valid, binding and legal limited obligations of the City according to the import thereof, and to constitute the Indenture a valid assignment and pledge of the amounts pledged to the payment of principal of and interest on the Bonds and a valid pledge and assignment of the rights of the City in and to the Trust Estate have been accomplished;

WHEREAS, there has been prepared for the City and reviewed by the City staff the various documents, instruments and agreements, all of which are necessary to the consummation of the transaction and which are hereinafter identified; and

WHEREAS, it appears that each of said documents, instruments and agreements may now be prepared in appropriate final form to be executed and delivered for the purpose intended;

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

Section 1. Authorization of the Bonds. For the purpose of providing moneys with which to finance the Projects, the City hereby determines to issue its Multi-Family Rental Housing Revenue Bonds (Gibraltar Community Builders), in the aggregate principal amount of not to exceed \$12,000,000, the Bonds being in the exact aggregate principal amount and maturing and bearing interest at the rates provided and subject to all of the terms and conditions to be set forth in the Purchase Agreement.

The Bonds shall be limited obligations of the City and shall be payable as to principal and interest, and the obligations of the City under the Indenture shall be paid and satisfied, solely from the revenues, receipts and other moneys and property pledged therefor under the Indenture.

Section 2. Approval of Indenture. To provide for the details of and to prescribe the terms and conditions upon which the Bonds are to be issued, secured, executed, authenticated and held, the City Manager is hereby authorized and directed to execute and the City Clerk is authorized to attest and to affix the official seal of the City to, and to deliver the Indenture to the Trustee in the appropriate final form with such changes and insertions as may be approved by the City Manager, so as to conform to the description thereof in the Purchase Agreement and the Official Statement upon advice of the City's Bond Counsel and the City Attorney, such execution thereof to constitute conclusive evidence of the approval of such officers and of the City of all changes and insertions from the form of Indenture heretofore presented and reviewed.

Section 3. Approval of Various Instruments. Each of the following documents is hereby approved and the City Manager is authorized to execute and to affix the official seal of the City and to deliver each of the following documents in the appropriate final form with such changes and insertions as may be approved by the City Manager, so as to conform to the description thereof in the Purchase Agreement and the Official Statement upon advice of the City's Bond Counsel and the City Attorney, such execution thereof to constitute conclusive evidence of the approval of such officers and of the City of all changes and insertions from the forms of such documents heretofore presented and reviewed:

- (a) The Purchase Agreement, subject to the following conditions:
 - (i) The aggregate principal amount of the Bonds to be not more than \$12,000,000 or less than \$9,500,000;
 - (ii) The Effective Bond interest rate not to exceed 11.50% per annum (excluding discount); and
 - (iii) The Bond discount not to exceed 3.25% of the principal amount of the Bonds;
- (b) The Regulatory Agreement; and
- (c) The Lender Loan Agreement;

Section 4. Approval of Official Statement. The Official Statement pertaining to the offer and sale of the Bonds and its use by the Underwriters in the offer and sale of the Bonds, is hereby approved and the Mayor is hereby authorized and directed to execute and deliver the Official Statement in the form presented to this meeting or with such changes and insertions as may be approved by the Mayor, subject to the advice and counsel of the City's Underwriters, Bond Counsel and the City Attorney, her execution thereof to constitute conclusive evidence of the approval by the Mayor and the City of

all changes from the form of such Official Statement presented to this meeting, which form of Official Statement is hereby in all respects approved and incorporated by reference and made a part hereof.

Section 5. Authority to Consummate Transaction. The Mayor, the City Clerk, the City Manager and other proper officers of the City are hereby authorized and directed to execute and deliver any and all agreements, certifications and instruments and to do and cause to be done any and all acts and things necessary or proper for carrying out the transaction contemplated by this Resolution, including, without limitation, the delivery of the Bonds to the Underwriters in accordance with the provisions of the Purchase Agreement.

Section 6. Effective Date. This Resolution shall be effective upon its adoption.

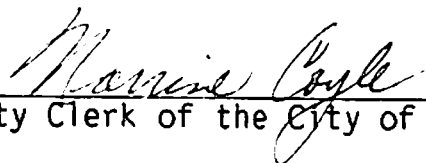
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Patterson, Sutton, Whiteside,
Mayor Mensinger

NOES: Councilmembers: Lang and Muratore

ABSENT: Councilmembers: None

ATTEST:



City Clerk of the City of Modesto

APPROVED AS TO FORM



ELWYN JOHNSON, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-777**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
MODESTO TYPEWRITER COMPANY FOR THE LEASE OF 1015 K STREET IN BLOCK 66 OF THE
REDEVELOPMENT AGENCY PROJECT**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Modesto Typewriter
Company for the month-to-month lease of 1015 K Street in Modesto in Block 66
of the Redevelopment Agency project

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 18th day of
September, 1984, by Councilmember Bright,
who moved its adoption, which motion being duly seconded by Council-
member Muratore, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Whiteside, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-778**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND CRAIG LEAVITT AND STEPHEN WEAVER, INC. REGARDING THE USE AND DISPOSITION OF THE BUILDING AT 1125 - 11TH STREET

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Craig Leavitt and Stephen Weaver, Inc. regarding the use and disposition of the building at 1125 - 11th Street

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September, 1984, by Councilmember Muratore who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Whiteside, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-779

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO
AUTHORIZING THE ISSUANCE OF BONDS FOR THE PURPOSE OF FINANCING
THE ACQUISITION AND CONSTRUCTION OF MULTI-FAMILY RENTAL
HOUSING FACILITIES BY H & N DEVELOPMENT COMPANY, INC.,

AND PROVIDING OTHER MATTERS PROPERLY RELATING THERETO

(LAKEVIEW PROJECT)

WHEREAS, the City Council of the City of Modesto (the "City") is authorized by Chapter 7 (commencing with Section 52075) of Part 5 of Division 31 of the Health and Safety Code of the State of California (the "Act") to provide financing for multi-family rental housing facilities within the City, on the terms and conditions therein provided;

WHEREAS, H & N Development Company, Inc., (the "Company"),
has requested the City to issue and sell its not to exceed \$6,000,000 principal amount of Multi-Family Rental Mortgage Revenue Bonds (Lakeview Project) for the purpose of providing financing to the Company for the acquisition of land and construction of an approximately 195-unit multi-family rental structure to be located on a parcel of land located at the southwest corner of Hashem Drive and Sylvan Avenue, all in the City of Modesto, California, and all being hereinafter referred to as the "Project"; and

WHEREAS, it is in the public interest, for the public benefit and in furtherance of the public purposes of the City that the City Council authorizes Bonds for financing the Project;

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

1. The City Council hereby authorizes the issuance and sale pursuant to the Act of not to exceed \$6,000,000 principal amount of the City's Multi-Family Rental Mortgage Revenue Bonds (Lakeview Project) for the purpose of providing financing to the Company for the Project.

2. The issuance and sale of said Bonds shall be upon such terms and conditions as may be mutually agreed upon by the City, the Company and the purchaser of said Bonds and shall be issued by or pursuant to resolution of the City Council at a meeting duly held and conducted for such purpose.

3. The proceeds of the Bonds shall include such related and necessary issuance expenses, administrative costs, debt service reserves and interest payments as may be required to accomplish successfully the financing.

4. The City Council does hereby find that the adoption of this Resolution constitutes a substantial inducement to the Company to undertake the acquisition and construction of the Project.

5. This Resolution shall take effect immediately upon its passage and adoption; provided, however, that this Resolution shall have no force and effect following one (1) year from the date hereof unless either (i) the Bonds described herein shall have been sold or (ii) the City shall have extended the effective date of this Resolution by a resolution hereafter adopted.

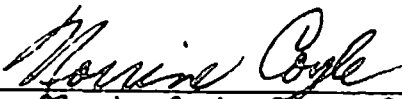
The foregoing resolution was introduced at a regular meeting the Council of the City of Modesto held on the 18th day of September, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:



City Clerk of the City of Modesto

APPROVED AS TO FORM



ELWYN JOHNSON, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-780**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JONES, HALL, HILL, AND WHITE TO ACT AS BOND COUNSEL FOR THE PROPOSED ISSUANCE OF UP TO \$6 MILLION OF MULTIPLE-FAMILY MORTGAGE REVENUE BONDS - H & N DEVELOPMENT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Jones, Hall, Hill, and White to act as bond counsel for the proposed issuance of up to \$6 million of multiple-family mortgage revenue bonds - H & N Development

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Morrine Coyle
MORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-781**

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON PROPOSED NEW CABLE
COMMUNICATIONS FRANCHISE**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that October 9, 1984, at 7:30 P.M. in the Council Cham-
bers, City Hall, 801 Eleventh Street, Modesto, California, is hereby
set as the time and place for consideration of the proposed new
cable communications franchise.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 18th day of
September, 1984, by Councilmember Lang, who
moved its adoption, which motion being duly seconded by Councilmember
Muratore, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-782

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND GOMES BROTHERS, A PARTNERSHIP, FOR THE PURCHASE OF 145.27 (MORE OR LESS) ACRES OF THEIR LAND FOR OUR WASTE TREATMENT OPERATION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Gomes Brothers, a partnership, for the purchase of 145.27 (more or less) acres of their land for our waste treatment operation

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September, 1984, by Councilmember Lang who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-783**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JOSEPH GOMES AND VICTOR GOMES FOR THE LEASE OF APPROXIMATELY 124 (MORE OR LESS) ACRES OF CITY PROPERTY ADJACENT TO THE REMOTE PONDS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Joseph Gomes and Victor Gomes for the lease of approximately 124 (more or less) acres of City property adjacent to the remote ponds

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-784**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND NICHOLAS S. AND DIANE E. BAVARO FOR THE LEASE OF CITY-OWNED HOUSE AT 536 N. RIVERSIDE, THE FORMER HUBERT SCOTT PROPERTY WHICH WAS PURCHASED FOR DRY CREEK PARK

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Nicholas S. and Diane E. Bavaro for the lease of City-owned house at 536 N. Riverside, the former Hubert Scott property which was purchased for Dry Creek Park

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES: Councilmembers: None
ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-785

A RESOLUTION VACATING AND ABANDONING A 20-FOOT PUBLIC UTILITY EASEMENT IN BLOCK 13660 IN THE CITY OF MODESTO PURSUANT TO THE CALIFORNIA STREETS AND HIGHWAYS CODE.

WHEREAS, the California Streets and Highways Code authorizes a city council, by resolution, to summarily vacate easements, and

WHEREAS, there is an easement on the real property located in Block 13660, described in Exhibit "A" attached hereto, which is a 20-foot public utility easement, and

WHEREAS, City Council Resolution No. 81-997 imposes a fee of \$95.00 for the abandonment of easements, and

WHEREAS, the Council finds and declares that:

1. The vacation is made pursuant to Chapter 4 (Sections 8330 et seq.) of Part 3 of Division 9 of the Streets and Highways Code.

2. The date of dedication or acquisition of the easement is less than five years, and more than one year, immediately preceding the proposed vacation, and the easement was not used continuously since that date.

3. That from and after the date this resolution is recorded, the easement vacated will no longer constitute a public utility easement.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the 20-foot public utility easement located in Block 13660 in the City of Modesto which is described in Exhibit "A", which is attached hereto and incorporated by reference herein, be and it is hereby vacated and abandoned, such vacation and abandonment to be effective upon the recording of a certified copy of this resolution in the Stanislaus County Recorder's Office.

BE IT FURTHER RESOLVED that the required abandonment fee is hereby waived.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

VACATE AND ABANDON THE 20.00 FOOT PUBLIC UTILITY EASEMENT
IN BLOCK 13660

All that real property in the State of California, County of Stanislaus, City of Modesto, being a portion of the West half of the Southeast quarter of the Southwest quarter of Section 2, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, described as follows:

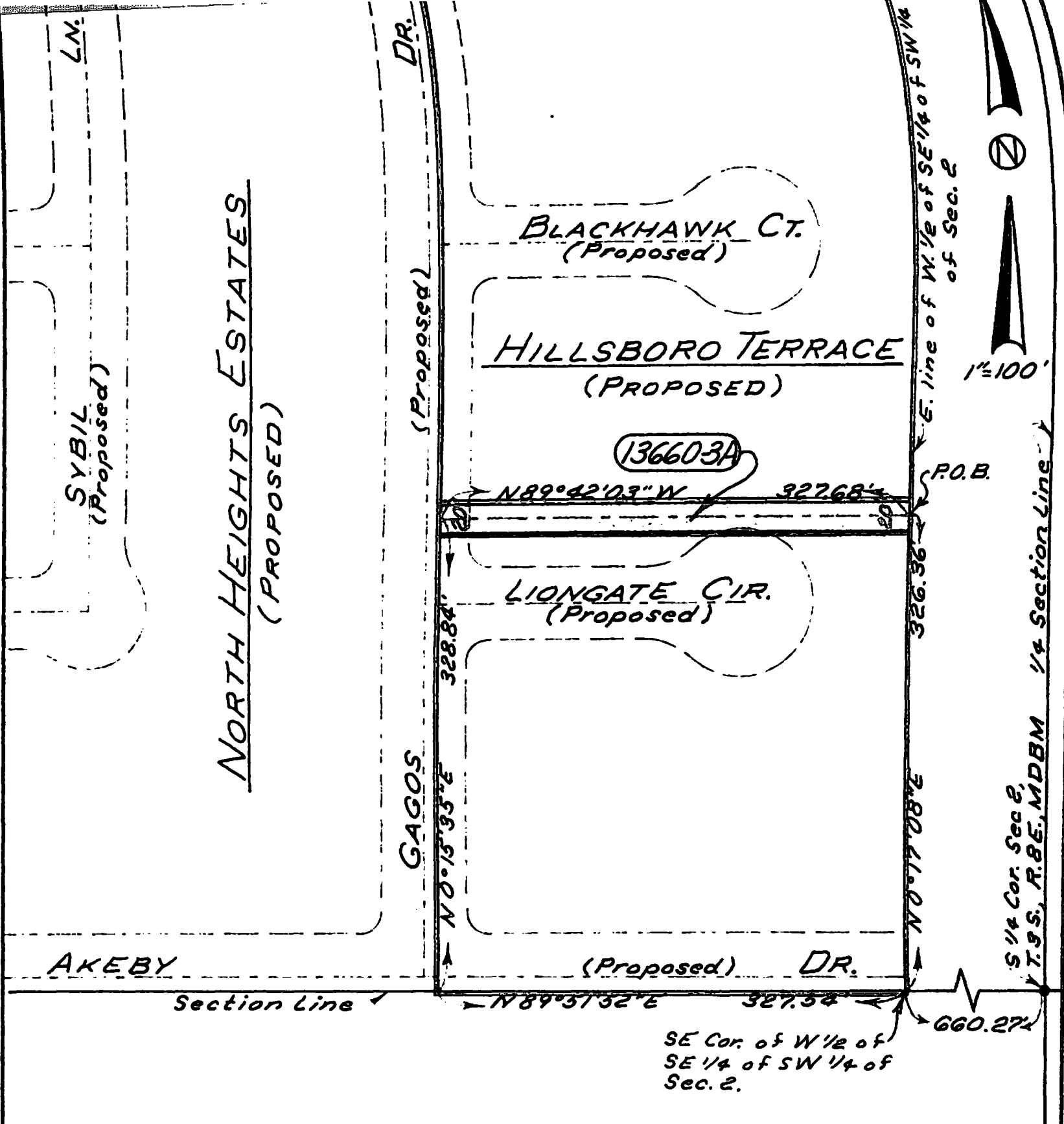
A strip of land 20.00 feet wide, measured at right angles, the centerline of which is described as follows:

COMMENCING at the Southeast corner of the West half of the Southeast Quarter of the Southwest Quarter of Section 2; thence North $0^{\circ} 17' 08''$ East, along the East line of said West half of the Southeast Quarter of the Southwest Quarter of Section 2, a distance of 326.36 feet, more or less, to an intersection with the Westerly prolongation of the centerline of Silo Way, a 50.00 foot wide public street and the true POINT OF BEGINNING of this description; thence along said Westerly prolongation of Silo Way, North $89^{\circ} 42' 03''$ West, 327.68 feet, more or less, to a point which bears 332.97 feet Easterly, at right angles, from the West line of said West half of the Southeast Quarter of the Southwest Quarter, said point also bears Northerly 328.84 feet from the South line of said Section 2, said point also being the point of termination.

INCLUDING a temporary easement for construction purposes, terminating at the end of construction, being continuous strips of land, 10.00 feet wide, lying adjacent to and on the Northerly and Southerly side of the above described 20.00 foot permanent easement.

The side lines of said strips of land are to be prolonged or shortened to make proper intersections.

EXHIBIT "A"



RECOMMENDED BY:		DATE	BY
JERRY H. BUTLER			
CITY OF MODESTO DEPARTMENT OF ENGINEERING		FLD. BK. & PG.	
ALFRED KAUFMAN, DIRECTOR		W. O. NO.	
R.E. 6743		FILE NUMBER	
DATE Sept. 5, 1984	DRAWN L. Christiansen	BLOCK 13660-LD84-R 4-A-682	
CHECKED			

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-786**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
TOUCHE ROSS & CO. EXTENDING SERVICES UNDER THE AUDIT CONTRACT TO EVALUATE AND
RECOMMEND ACCOUNTING COMPUTER SOFTWARE FOR THE CITY OF MODESTO**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Touche Ross & Co.
extending services under the audit contract to evaluate and recommend accounting
computer software for the City of Modesto

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 18th day of
September, 1984, by Councilmember Lang,
who moved its adoption, which motion being duly seconded by Council-
member Muratore, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-787

A RESOLUTION ACCEPTING THE FEDERAL LAND AND WATER CONSERVATION GRANT FOR THE PURCHASE AND INSTALLATION OF PLAY APPARATUS AT BEYER COMMUNITY PARK

WHEREAS, at their meeting of April 10, 1984, the City Council passed a resolution indicating they would accept a grant funded by the Federal Land and Water Conservation Fund Program for the Beyer Community Park play apparatus project; and

WHEREAS, the City of Modesto has been notified that its grant application for the purchase and installation of play apparatus at Beyer Community Park has been approved.

NOW, THEREFORE BE IT RESOLVED that the City of Modesto shall accept the Federal Land and Water Conservation Fund Program grant in the amount of \$21,336 for the purchase and installation of play apparatus at Beyer Community Park.

BE IT FURTHER RESOLVED that the execution of the grant acceptance by the City's designated official, Garth Lipsky, City Manager, be and it is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September, 1984, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Muratore , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-788

A RESOLUTION OF INTENTION TO VACATE AND ABANDON PORTIONS OF BEECH STREET AND MADISON STREET WEST OF 8TH STREET, IN THE CITY OF MODESTO.

WHEREAS, the City Council has received a request by adjacent property owners to vacate and abandon portions of Beech Street and Madison Street west of 8th Street, in the City of Modesto, and

WHEREAS, the City Council referred the request of adjacent property owners to the Planning Commission for a report and recommendation, and

WHEREAS, a title report was submitted with the abandonment request which vests fee title to the street rights-of-way in adjacent land owners who are proponents of the abandonment, and

WHEREAS, the proposed street abandonment has been referred to affected City departments and local utility companies and no objections to the abandonment have been received from them, and

WHEREAS, notices of an informal public hearing to consider the request to abandon portions of Beech Street and Madison Street west of 8th Street, were posted in the area, and said hearing was held by the Planning Commission on September 4, 1984, and

WHEREAS, the Planning Commission by Resolution No. 84-144, adopted September 4, 1984, found and determined as follows:

1. Beech Street is a short dead-end street which serves only the adjacent properties.

2. Abandonment of Beech Street as proposed is desirable to allow adjacent properties under common ownership and use to be combined.
3. Madison Street is an unimproved right-of-way which has never been used for traffic purposes.
4. The street rights-of-way proposed to be abandoned are not needed to serve present or future traffic needs in the area.

and

WHEREAS, the Planning Commission by said Resolution No. 84-144, recommended to the City Council the vacation and abandonment of portions of Beech Street and Madison Street west of 8th Street subject to the following conditions:

1. That prior to final abandonment action by the City Council, the owners of the right-of-way to be abandoned shall execute an abandonment agreement. Said agreement shall be in a form to be approved by the City Attorney and shall provide substantially as follows:
 - a. That the owners, at their expense, shall construct fencing as required by the Director of Engineering Services, across the 8th Street frontage of the abandoned Beech Street right of way.
 - b. That a plan for required fencing shall be prepared and submitted for approval by the Director of Engineering Services.
 - c. That required fencing shall be completed by the owners within 90 days following final abandonment action by the City Council.
 - d. That the abandoned Beech Street right-of-way shall be maintained in a manner that will allow emergency access for fire suppression purposes as required by pertinent provisions of the Modesto Fire Code.

2. That the existing street light on the north side of Beech Street shall be abandoned and salvaged by the City as required by the Director of Engineering Services.

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

SECTION 1. The Council of the City of Modesto hereby declares its intention to vacate and abandon portions of Beech Street and Madison Street west of 8th Street, as shown on the drawing entitled "Vacate and Abandon Portions of Beech & Madison Sts. at Blks. 437 and 440-LD84-L" dated August 17, 1984, on file in the office of the City Clerk, subject to the conditions hereinabove set forth. Said proposed vacation and abandonment is more particularly described on Exhibit "A" attached hereto, and by this reference made a part hereof as though set forth in full herein.

SECTION 2. The Council of the City of Modesto hereby elects to proceed with the proposed vacation and abandonment of portions of Beech Street and Madison Street west of 8th Street in the City of Modesto, pursuant to the provisions of Division 9, Part 3, of the Streets and Highways Code of the State of California.

SECTION 3. Notice is hereby given that Tuesday, October 16, 1984, at the hour of 4:00 p.m., in the Council Chambers, 801 11th Street, Modesto, California, is hereby fixed as the time and place for hearing all persons interested in or objecting to the proposed vacation and abandonment.

SECTION 4. The City Clerk is hereby directed to cause to be published in full in The Modesto Bee, the official newspaper of the City of Modesto, the date, place and hour of said hearing once each week for two (2) successive weeks before the date set for said hearing.

SECTION 5. The Director of Planning and Community Development is hereby directed to cause notices of the proposed vacation and abandonment of portions of Beech Street and Madison Street west of 8th Street, to be posted conspicuously along the line of said portion of streets proposed to be vacated and abandoned at least fourteen (14) days before the date set for the hearing. At least three (3) such notices shall be posted. Such notices shall state the passage of this Resolution of Intention, the time and place for the hearing, and shall describe the portion of streets rights-of-way proposed to be abandoned.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

VACATE AND ABANDON PORTIONS OF BEECH AND MADISON STREETS
AT BLOCKS 437 AND 440

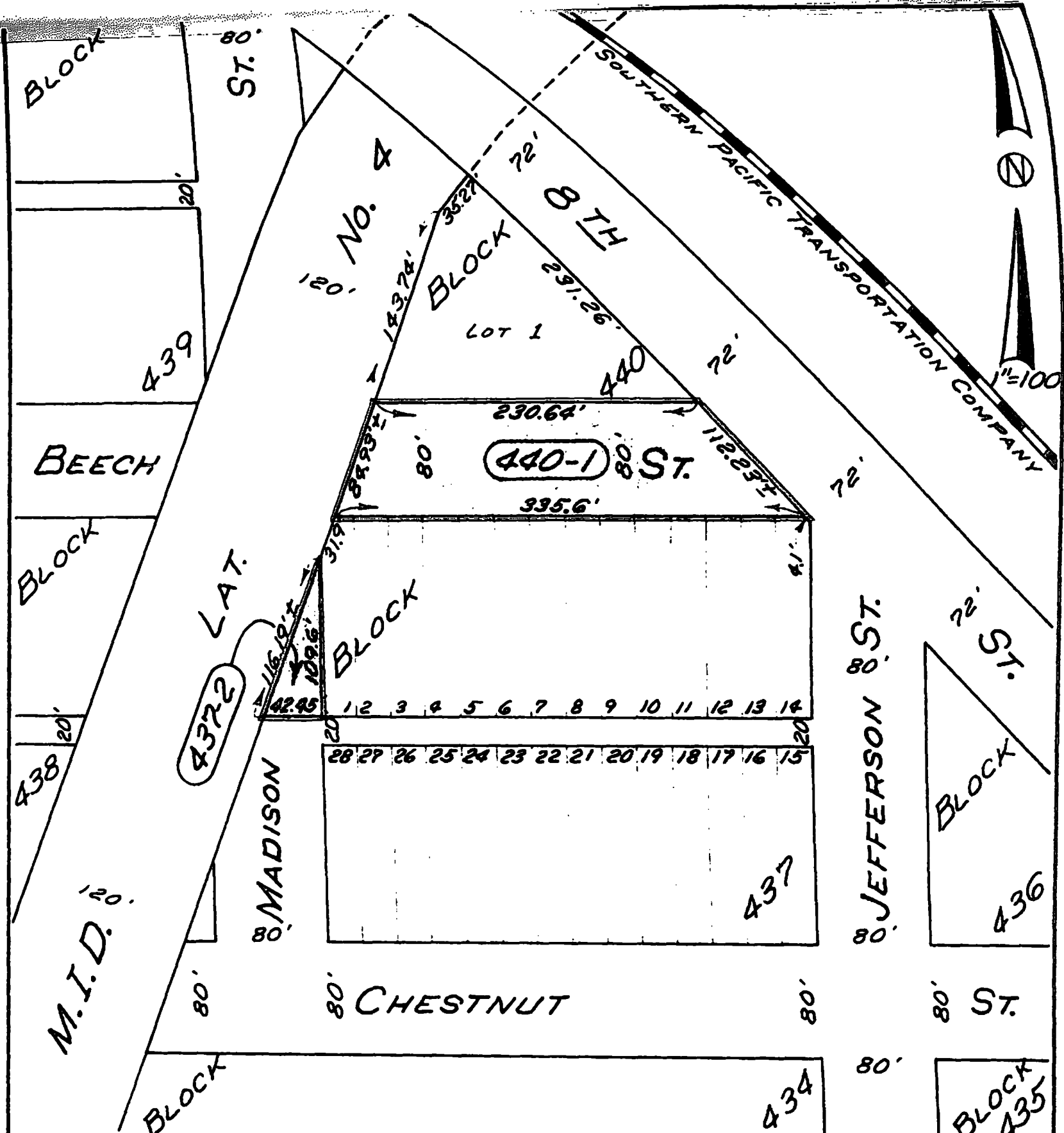
All that real property in the State of California, County of Stanislaus, City of Modesto, being a portion of the Southeast quarter of Section 29, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

PARCEL 437-2

All that portion of Madison Street adjacent to Lot 1 in Block 437, adjacent to Modesto Irrigation District Lateral 4 and lying Northerly of the Westerly prolongation of the Northern line of the alley in Block 437, as shown on the Map of the CITY OF MODESTO, according to the Official Map thereof, filed in the office of the Recorder of Stanislaus County, California, on December 21, 1942 in Volume 15 of Maps.

PARCEL 440-1

All that portion of Beech Street adjacent to Lots 1 through 14 inclusive in Block 437, and adjacent to Lot 1 in Block 440, and bounded on the West by the Southeastern line of the Modesto Irrigation District Lateral 4 and bounded on the Northeast by the Southwestern line of 72-foot Eighth Street, all as shown on the Map of the CITY OF MODESTO, according to the Official Map thereof, filed in the office of the Recorder of Stanislaus County, California on December 21, 1942 in Volume 15 of Maps.



RECOMMENDED BY:		DATE	BY
JERRY H. BUTLER			
CITY OF MODESTO DEPARTMENT OF ENGINEERING		FLD. BK. & PG.	
ALFRED KAUFMAN	DIRECTOR	W. O. NO.	
DATE	DRAWN	FILE NUMBER	
AUG. 17, 1984	Christiansen	4-A-680	
	R.E. 6743	VACATE AND ABANDON PORTIONS OF BEECH & MADISON STS. AT BLKS. 437 AND 440-LD84-L	

MODESTO CITY COUNCIL
RESOLUTION NO. 84-789

RESOLUTION OF NECESSITY TO ACQUIRE CERTAIN REAL PROPERTY BY EMINENT DOMAIN FOR MUNICIPAL PURPOSES FOR EXPANSION AND DEVELOPMENT OF DRY CREEK PARK, AND FOR INSTALLATION OF A WATER LINE. (SCIABICA)

WHEREAS, on September 4, 1984, the Council of the City of Modesto by Resolution No. 84-621 set a hearing to consider a resolution of necessity to acquire certain real property, hereinafter described, and

WHEREAS, on October 2, 1984, the Council held a hearing in the City Council Chambers, City Hall, 801 Eleventh Street, Modesto, in order to determine the necessity for acquisition of said real property by eminent domain proceedings for purposes of expansion and development of Dry Creek Park, and installation of a water line,

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

1. The public interest and necessity require said project and require the acquisition of said real property for the purpose stated.
2. The taking of real property for municipal purposes by eminent domain proceedings is authorized by Government Code Sections 37350, 37350.5, 37351, 39792 and 40404; by Public Resources Code Sections 5301, 5302 and 5303 of the Public Resources Code; by Code of Civil Procedure Sections 1240.050, 1240.125, 1240.510 and 1240.610; and by Article I, Section 19 of the California Constitution.

3. The proposed project is planned and located in a manner which will be most compatible with the greatest public good and the least private injury.

4. The offer required by Section 7267.2 of the Government Code has been made to the owner or owners of record, or the offer has not been made because the owner or owners cannot be located with reasonable diligence.

5. The real property which is hereinafter described consists of Assessor's Parcel No. 34-13-03, containing approximately 4.98 acres, and Assessor's Parcel No. 108-03-01, containing approximately 2.34 acres, and is necessary for the proposed project.

BE IT FURTHER RESOLVED that the City Attorney be and is hereby authorized and directed to commence and maintain in the name of the City of Modesto such actions and proceedings of eminent domain in the Superior Court of California, County of Stanislaus, as are necessary to acquire, for the purposes and uses aforesaid, that certain real property which is situated in the County of Stanislaus, and within the City of Modesto, State of California, more particularly described as follows:

Assessor's Parcel No. 34-13-03:

All that certain real property situate in the Northwest Quarter of Section 27, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the City of Modesto, County of Stanislaus, State of California, described as follows:

COMMENCING at the northwest corner of Oakridge No. 3, according to the official map thereof, filed for record in Volume 29 of Maps, Page 156, Stanislaus County Records; thence South $58^{\circ}58'24''$ West 451.93 feet to a $3/4''$ Iron Pipe tagged L.S. 3870; thence South $70^{\circ}54'07''$ West 319.47 feet to a $3/4''$ Iron Pipe

tagged L.S. 3870, said point being 3.30 feet west of the east line of the west half of the southeast quarter of said northwest quarter of Section 27, as described in Grant Deed to Joseph N. Sciabica and Gemma S. Sciabica, husband and wife, Nicholas A. Sciabica and Daniel Sciabica, recorded in Volume 2242 of Official Records, Page 578, Stanislaus County Records, and the true POINT OF BEGINNING of this description; thence North 89°03'59" West 656.95 feet to a 3/4" Iron Pipe tagged L.S. 3870, said point being on the west line of said west half of the southeast quarter of the northwest quarter of Section 27; thence North 0°33'29" West along said west line a distance of 285.22 feet to the centerline of Dry Creek; thence easterly along said centerline of Dry Creek the following four courses:
North 74°04'57" East 7.50 feet,
North 81°12'45" East 223.51 feet,
North 86°07'08" East 426.74 feet, and
North 52°37'40" East 2.85 feet to a point 3.30 feet west of said east line of the west half of the southeast quarter of the northwest quarter of Section 27; thence South 0°33'16" East parallel with and 3.30 feet west of said east line a distance of 362.75 feet to the point of beginning.

CONTAINING: 4.98 Acres

Assessor's Parcel No. 108-03-01:

All that certain real property situate in the Northwest Quarter of Section 27, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the City of Modesto, County of Stanislaus, State of California, described as follows:

COMMENCING at the northwest corner of Oakridge No. 3, according to the official map thereof, filed for record in Volume 29 of Maps, Page 156, Stanislaus County Records; thence South 58°58'24" West 451.93 feet to a 3/4" Iron Pipe tagged L.S. 3870; thence South 70°54'07" West 319.47 feet to a 3/4" Iron Pipe tagged L.S. 3870, said point being 3.30 feet west of the east line of the west half of the southeast quarter of said northwest quarter of Section 27 as described in Grant Deed to Joseph N. Sciabica and Gemma S. Sciabica, husband and wife, Nicholas A. Sciabica and Daniel Sciabica, recorded in Volume 2242

of Official Records, Page 578, Stanislaus County Records, thence North 89°03'59" West 656.95 feet to a 3/4" Iron Pipe tagged L.S. 3870, said point being on the west line of said west half of the southeast quarter of the northwest quarter of Section 27, and the true POINT OF BEGINNING of this description; thence South 67°37'05" West 358.50 feet to a 3/4" Iron Pipe tagged L.S. 3870, said point being on the centerline of Covena Avenue at the Northeast corner of the Resubdivision of Thousand Oaks, according to the official map thereof, filed for record in Volume 14 of Maps, Page 63, Stanislaus County Records; thence North 0°33'20" West along the northerly extension of said centerline of Covena Avenue a distance of 327.08 feet to the centerline of Dry Creek; thence North 74°04'57" East along said centerline of Dry Creek a distance of 345.11 feet to said west line of the west half of the southeast quarter of the northwest quarter of Section 27; thence South 0°33'29" East along said west line a distance of 285.22 feet to the point of beginning.

CONTAINING: 2.34 Acres

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of October, 1984, by Councilmember Muratore, who moved its adoption, which motion

being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

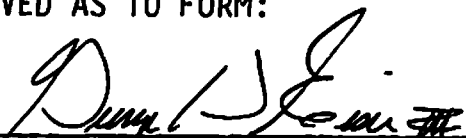
NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

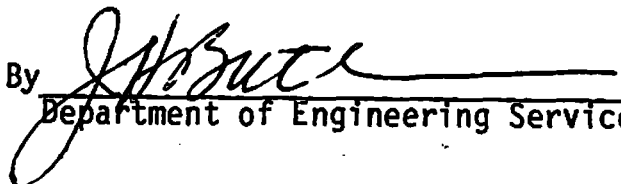
ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
GEORGE H. EISER III
Assistant City Attorney

APPROVED AS TO DESCRIPTION:

By 
Department of Engineering Services

MODESTO CITY COUNCIL
RESOLUTION NO. 84-790

RESOLUTION OF NECESSITY TO ACQUIRE CERTAIN REAL PROPERTY BY EMINENT DOMAIN FOR MUNICIPAL PURPOSES FOR EXPANSION AND DEVELOPMENT OF DRY CREEK PARK, AND FOR INSTALLATION OF A WATER LINE. (FARRELL)

WHEREAS, on September 4, 1984, the Council of the City of Modesto by Resolution No. 84-621 set a hearing to consider a resolution of necessity to acquire certain real property, hereinafter described, and

WHEREAS, on October 2, 1984, the Council held a hearing in the City Council Chambers, City Hall, 801 Eleventh Street, Modesto, in order to determine the necessity for acquisition of said real property by eminent domain proceedings for purposes of expansion and development of Dry Creek Park, and installation of a water line,

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

1. The public interest and necessity require said project and require the acquisition of said real property for the purpose stated.

2. The taking of real property for municipal purposes by eminent domain proceedings is authorized by Government Code Sections 37350, 37350.5, 37351, 39792 and 40404; by Public Resources Code Sections 5301, 5302 and 5303 of the Public Resources Code; by Code of Civil Procedure Sections 1240.050, 1240.125, 1240.510 and 1240.610; and by Article I, Section 19 of the California Constitution.

3. The proposed project is planned and located in a manner which will be most compatible with the greatest public good and the least private injury.

4. The offer required by Section 7267.2 of the Government Code has been made to the owner or owners of record, or the offer has not been made because the owner or owners cannot be located with reasonable diligence.

5. The real property which is hereinafter described consists of approximately 6.72 acres and is necessary for the proposed project.

BE IT FURTHER RESOLVED that the City Attorney be and is hereby authorized and directed to commence and maintain in the name of the City of Modesto such actions and proceedings of eminent domain in the Superior Court of California, County of Stanislaus, as are necessary to acquire, for the purposes and uses aforesaid, that certain real property which is situated in the County of Stanislaus, and outside the City of Modesto, State of California, more particularly described as follows:

All that certain real property situate in the North Half of Section 27, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the County of Stanislaus, State of California, described as follows:

BEGINNING at the northwest corner of Oakridge No. 3, according to the official map thereof, filed for record in Volume 29 of Maps, Page 156, Stanislaus County Records; thence South $58^{\circ}58'24''$ West 451.93 feet to a $3/4''$ Iron Pipe tagged L.S. 3870; thence South $70^{\circ}54'07''$ West 315.99 feet to a point on the east line of the west half of the southeast quarter of the northwest quarter of said Section 27; thence North $0^{\circ}33'16''$ West along said east line a distance of 364.11 feet to the centerline of Dry Creek; thence easterly along said centerline of Dry Creek the following two courses: North $52^{\circ}37'40''$ East 384.84

feet, and North 75°55'52" East 391.89 feet to a point 29.04 feet, measured at right angles, east of the east line of said northwest quarter of Section 27; thence South 0°33'03" East parallel with and 29.04 feet east of said east line of the northwest quarter of Section 27 a distance of 356.64 feet to the point of beginning.

CONTAINING: 6.72 Acres

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of October, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Judy C. Hall, Acting
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By George H. Eiser III
GEORGE H. EISER III
Assistant City Attorney

APPROVED AS TO DESCRIPTION:

By [Signature]
Department of Engineering Services

MODESTO CITY COUNCIL
RESOLUTION NO. 84-792

A RESOLUTION GRANTING THE APPEAL OF CHEVRON U.S.A., INC. TO THE DECISION OF THE BOARD OF ZONING ADJUSTMENT REQUIRING A VEHICULAR ACCESSWAY TO PROPERTY TO THE NORTH IN CONNECTION WITH AN APPLICATION FOR A CONDITIONAL USE PERMIT IN THE H-1 ZONE TO ALLOW CONSTRUCTION OF A PAY BOOTH AND TO EXPAND FUEL DISPENSING FACILITIES FOR A SERVICE STATION AT THE NORTHEAST CORNER OF McHENRY AVENUE AND RUBINHOOD DRIVE IN THE CITY OF MODESTO.

WHEREAS, an application for a conditional use permit in the H-1 Zone for expansion of an existing service station facility to allow two additional fuel dispensing pumps and a pay booth at the northeast corner of McHenry Avenue and Robinhood Drive was filed by Chevron U.S.A., Inc. on August 1, 1984, and

WHEREAS, Sections 10-2.1904(a) and 10-2.2903 of the Modesto Municipal Code authorize the Board of Zoning Adjustment to grant conditional use permits in the H-1 Zone, and

WHEREAS, a public hearing was held by the Board of Zoning Adjustment on August 23, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing the Board of Zoning Adjustment, by its Resolution No. 1184, found and determined that granting a conditional use permit in the H-1 Zone as requested is required by public necessity, convenience and general welfare for the following reasons:

1. Service station facilities are allowed in the H-1 Zone subject to the securing of a conditional use permit from the Board of Zoning Adjustment.
2. The proposed development will be consistent with the H-1 Zone standards and will be compatible with other uses in the area.

and granted the requested conditional use permit subject to certain conditions, including a condition that the developer shall, in a manner approved by the City Attorney, provide a vehicular accessway for on-site traffic circulation for the benefit of the property to the north, and

WHEREAS, an appeal was filed by Chevron U.S.A., Inc. with the City Council of the City of Modesto by letter dated August 28, 1984, to the condition requiring a vehicular accessway for on-site traffic circulation for the benefit of the property to the north, and

WHEREAS, said appeal was set for public hearing before the Council at its regular meeting place located in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, at 4:00 p.m. on October 2, 1984, and

WHEREAS, after hearing evidence both oral and documentary, the Council found and determined that the appeal of Chevron U.S.A., Inc. to the condition imposed by the Board of Zoning Adjustment requiring a vehicular accessway for on-site traffic circulation for the benefit of the property to the north should be granted, and the decision of the Board of Zoning Adjustment requiring said condition overruled for the following reasons:

1. The limited changes to the service station and their location along the McHenry Avenue frontage of the service station site does not bear sufficient relationship to a requirement for an accessway to the rear of the site.
2. There is a a potential conflict of vehicles backing from the rear service bays with vehicles traversing the rear accesssaway, which creates a safety concern.

and

WHEREAS, the Council certifies it has received and reviewed the findings of the City of Modesto Environmental Assessment Committee which

resulted in a negative declaration in regard to the environmental impact of the proposed project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal to the condition requiring a vehicular accessway for on-site traffic circulation for the benefit of the property to the north by Board of Zoning Adjustment Resolution No. 1184, adopted on August 23, 1984, is hereby granted.

BE IT FURTHER RESOLVED that the conditions of approval set forth in Board of Zoning Adjustment Resolution No. 1184 are hereby amended to read as follows:

1. All development shall conform to the plot plan and floor plans titled "Service Station McHenry and Robinhood" as amended in red, stamped approved by the City Clerk on October 2, 1984.
2. Prior to the issuance of a building permit, all landscaped areas as amended in red and shown on the approved site plan shall be approved as to plant material and irrigation system by the Director of Parks and Recreation in accordance with Section 10-2.1515 of the Modesto Municipal Code.
3. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.
4. Drainage shall be provided as required by the Director of Engineering Services.
5. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.
6. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of the same building materials used in the major buildings as determined by the Director of Planning and Community Development.
7. No sign shall be permitted on the east face of the buildings.

8. All signs shall comply with the sign requirements of the H-1 Zone.
9. The applicant shall record a "Notice of Conditions" in the Stanislaus County Recorder's Office on a form available in the Planning and Community Development Department.

BE IT FURTHER RESOLVED that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject report.

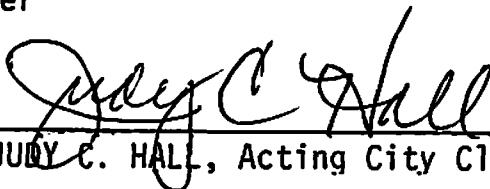
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of October, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: Muratore

ABSENT: Councilmembers: Mayor Mensinger


ATTEST:



JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By 

ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-793

A RESOLUTION DENYING THE APPEAL OF JOHN WYLIE FOR AN AMENDMENT TO SECTION 24-3-8 OF THE ZONING MAP TO REZONE FROM LOW DENSITY RESIDENTIAL ZONE, R-1, TO MEDIUM DENSITY RESIDENTIAL ZONE, R-2, PROPERTY LOCATED AT THE NORTHWEST CORNER OF WOODLAND AND ROSEMORE AVENUES.

WHEREAS, a verified application for an amendment to Section 24-3-8 of the Zoning Map was filed by John Wylie on July 31, 1984, to reclassify from Low Density Residential Zone, R-1, to Medium Density Residential Zone, R-2, property located at the northwest corner of Woodland Avenue and Rosemore Avenue described as follows:

R-1 to R-2

ALL that certain real property situate in a portion of Parcel "B", as shown on the map filed in Book 23 of Parcel Maps, at Page 25, Stanislaus County Records, lying in the Southwest Quarter of Section 24, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, City of Modesto, County of Stanislaus, State of California, more particularly described as follows:

COMMENCING at the Southeast corner of Parcel 3 as shown on the map filed in Book 26 of Parcel Maps, Page 67, Stanislaus County Records, and said point lying on the West right-of-way line of Rosemore Avenue; thence North $88^{\circ}54'48''$ East, 30.00 feet to a point on the centerline of said Rosemore Avenue; thence South $01^{\circ}05'12''$ East along said centerline of Rosemore Avenue 442.45 feet to the South quarter corner of said Section 24 and centerline of original 40.00 foot wide Woodland Avenue; thence South $88^{\circ}36'$ West along the centerline of Woodland Avenue and South line of said Section 24, 242.03 feet to the southern prolongation of the East line of Parcel "A" of Book 23 of Parcel Maps, at Page 25, Stanislaus County Records; thence North $01^{\circ}02'30''$ West along said prolongation and East line of said Parcel "A", 663.24 feet to the Northeast corner of said Parcel "A"; thence North $88^{\circ}34'05''$ East 106.50 feet to the Northwest corner of Parcel 1 as shown in said Book 26 of Parcel Maps at Page 67, Stanislaus County records; thence South $01^{\circ}05'12''$ East, 220.00 feet to the Southwest corner of said Parcel 3; thence North $88^{\circ}54'48''$ East along the South line of said Parcel 3, a distance of 105.00 feet to the point of beginning.

WHEREAS, said application was set for public hearing before the Planning Commission at its regular meeting on September 4, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, and

WHEREAS, at said hearing, after hearing evidence both oral and documentary, the Planning Commission, by its Resolution No. 84-140, found and determined that the requested rezoning to Section 24-3-8 of the Zoning Map to rezone from Low Density Residential Zone, R-1, to Medium Density Residential Zone, R-2, is not required by public necessity, convenience and general welfare, and denied the requested rezoning for the following reasons:

1. The property proposed for R-2 zoning is at the intersection of two collector streets, far from any major street, at the center of the Woodland Neighborhood.
2. The General Plan calls for R-2 residential zoning and development on or near the peripheries of neighborhoods.

and

WHEREAS, an appeal was filed with the City Council of the City of Modesto by Mid-Valley Engineering on behalf of John Wylie by a letter dated September 5, 1984, to the decision of the Planning Commission denying the application of John Wylie to reclassify from Low Density Residential Zone, R-1, to Medium Density Residential Zone, R-2, property located at the northwest corner of Woodland Avenue and Rosemore Avenue in the City of Modesto, and

WHEREAS, said matter was set for public hearing before the City Council at its regular meeting place located in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, at 4:00 p.m., on October 2, 1984, and

WHEREAS, at said meeting, after hearing evidence both oral and documentary, the Council found and determined that the appeal of John Wylie to the decision of the Planning Commission denying rezoning from Low Density Residential Zone, R-1, to Medium Density Residential Zone, R-2, property located on the northwest corner of Woodland Avenue and Rosemore Avenue in the City of Modesto, should be denied for the reasons set forth in Planning Commission No. 84-140 and quoted above, and that the decision of the Planning Commission denying the requested rezoning should be affirmed, and

WHEREAS, the City Council certifies it has received and reviewed the findings of the City of Modesto Environmental Assessment Committee which resulted in a Negative Declaration in regard to the environmental impact of the requested rezoning,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal filed by John Wylie to the decision of the Planning Commission denying an amendment to Section 24-3-8 of the Zoning Map to rezone from Low Density Residential Zone, R-1, to Medium Density Residential Zone, R-2, property located at the northwest corner of Woodland and Rosemore Avenues and described above, is denied for the reasons set forth in Planning Commission Resolution No. 84-140 and quoted above, and the decision of the Planning Commission denying the requested rezoning is hereby affirmed.

BE IT FURTHER RESOLVED by the Council that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the proposed rezoning.

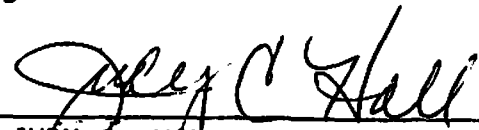
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of October, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

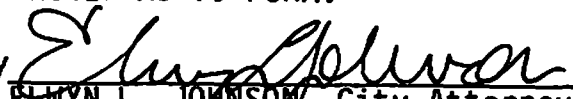
ATTEST:



JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By 

ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By 

Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 84-791

RESOLUTION OF NECESSITY TO ACQUIRE CERTAIN REAL PROPERTY BY EMINENT DOMAIN FOR MUNICIPAL PURPOSES FOR EXPANSION AND DEVELOPMENT OF DRY CREEK PARK, AND FOR INSTALLATION OF A WATER LINE. (ALLEN)

WHEREAS, on September 11, 1984, the Council of the City of Modesto by Resolution No. 84-647 set a hearing to consider a resolution of necessity to acquire certain real property, hereinafter described, and

WHEREAS, on October 2, 1984, the Council held a hearing in the City Council Chambers, City Hall, 801 Eleventh Street, Modesto, in order to determine the necessity for acquisition of said real property by eminent domain proceedings for purposes of expansion and development of Dry Creek Park, and installation of a water line,

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

1. The public interest and necessity require said project and require the acquisition of said real property for the purpose stated.

2. The taking of real property for municipal purposes by eminent domain proceedings is authorized by Government Code Sections 37350, 37350.5, 37351, 39792 and 40404; by Public Resources Code Sections 5301, 5302 and 5303 of the Public Resources Code; by Code of Civil Procedure Sections 1240.050, 1240.125, 1240.510 and 1240.610; and by Article I, Section 19 of the California Constitution.

3. The proposed project is planned and located in a manner which will be most compatible with the greatest public good and the least private injury.

4. The offer required by Section 7267.2 of the Government Code has been made to the owner or owners of record, or the offer has not been made because the owner or owners cannot be located with reasonable diligence.

5. The real property which is hereinafter described consists of approximately 0.03 acres and is necessary for the proposed project.

BE IT FURTHER RESOLVED that the City Attorney be and is hereby authorized and directed to commence and maintain in the name of the City of Modesto such actions and proceedings of eminent domain in the Superior Court of California, County of Stanislaus, as are necessary to acquire, for the purposes and uses aforesaid, that certain real property which is situated in the County of Stanislaus, and outside the City of Modesto, State of California, more particularly described as follows:

All that certain real property situate in the Northwest Quarter of Section 27, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the County of Stanislaus, State of California, described as follows:

COMMENCING at the northwest corner of Oakridge No. 3, according to the official map thereof, filed for record in Volume 29 of Maps, Page 156, Stanislaus County Records; thence South $58^{\circ}58'24''$ West 451.93 feet to a $3/4''$ Iron Pipe tagged L.S. 3870; thence South $70^{\circ}54'07''$ West 315.99 feet to a point on the east line of the west half of the southeast quarter of said northwest quarter of Section 27; said point being the true POINT OF BEGINNING of this description; thence continuing South $70^{\circ}54'07''$ West 3.48 feet to a $3/4''$ Iron Pipe tagged L.S. 3870, said point being 3.30 feet west of said east line of the

west half of the southeast quarter of the northwest quarter of Section 27, as described in Grant Deed to Joseph N. Sciabica and Gemma S. Sciabica, husband and wife, Nicholas A. Sciabica and Daniel Sciabica, recorded in Volume 2242 of Official Records, Page 578, Stanislaus County Records; thence North 0°33'16" West parallel with and 3.30 feet west of said east line a distance of 362.75 feet to the centerline of Dry Creek; thence North 52°37'40" East along said centerline of Dry Creek a distance of 4.12 feet to said east line of the west half of the southeast quarter of the northwest quarter of Section 27; thence South 0°33'16" East along said east line a distance of 364.11 feet to the point of beginning.

CONTAINING: 0.03 Acres

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of October, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Judith C. Hall, Acting
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By George H. Eiser III
GEORGE H. EISER III
Assistant City Attorney

APPROVED AS TO DESCRIPTION:

By [Signature]
Department of Engineering Services

MODESTO CITY COUNCIL
RESOLUTION NO. 84-794

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR INSTALLING TRAFFIC SIGNALS ON SYLVAN AVENUE AT
DRAGOO PARK DRIVE AND ON STANDIFORD AVENUE AT BOTH COLONIAL DRIVE
AND CONANT AVENUE

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

SECTION 1. The plans and specifications for installing traffic signals
on Sylvan Avenue at Dragoo Park Drive and on Standiford Avenue at both Colonial
Drive and Conant Avenue copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on October 30, 1984, at 11:00 a.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 2nd day of October, 1984,
by Councilmember Lang, who moved its adoption, which motion
being duly seconded by Councilmember Whiteside, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: 
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-795

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE DRILLING, CASING, TESTING AND DEVELOPMENT OF
ONE DEEP WELL FOR THE CITY OF MODESTO - WELL NO. 45

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

SECTION 1. The plans and specifications for the crilling, casing, testing
and development of one deep well - Well No. 45
copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on October 23, 1984, at 11:05 a.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

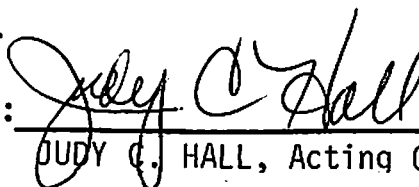
The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 2nd day of October, 1984,
by Councilmember Lang, who moved its adoption, which motion
being duly seconded by Councilmember Whiteside, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:



JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-796

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE REROOFING OF HOUSE LOCATED AT 2845 LINCOLN
AVENUE

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

SECTION 1. The plans and specifications for the reroofing of City-owned house located at 2845 Lincoln Avenue copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on October 23, 1984, at 11:00 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

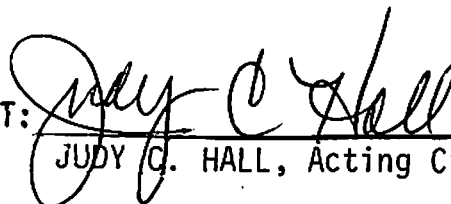
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of October, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:



JUDY C. HALL, Acting City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-797**

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$12,000 FROM GENERAL RESERVE TO ADMINISTRATION OF RENTAL PROPERTY FOR REROOFING CITY-OWNED HOUSE AT 2845 LINCOLN AVENUE

BE IT RESOLVED by the Council of the City of Modesto that the following appropriation transfer(s) are approved:

FROM: General Fund Continegncy Reserve \$12,000
 (61.02 8911 01)

TO: Administration of Rental Property \$12,000
 (225 6502 01)

Funds are needed for reroofing the City-owned house at 2845 Lincoln Avenue which was purchased for Dry Creek Park.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of October, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-798

A RESOLUTION AUTHORIZING THE CITY OF MODESTO TO PARTICIPATE
IN A CALL FOR BIDS TO HIRE A TELECOMMUNICATIONS CONSULTANT.

WHEREAS, with the recent deregulation and breakup of AT&T, cities
and other local agencies are seeking advice and recommendations from
telecommunications consultants regarding their telecommunications options
including design engineering, implementation, and management services, and

WHEREAS, the following local cities and agencies have determined
they need such consulting services to adequately evaluate their
telecommunications options:

City of Ceres
City of Modesto
City of Patterson
City of Riverbank
City of Turlock
County of Stanislaus
County of Tuolumne

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

SECTION 1. The City of Modesto is hereby authorized to join in a
call for bids to hire a Telecommunications Consultant.

SECTION 2. The Stanislaus County Purchasing Department will handle
the call for bids to hire said Telecommunications Consultant in the manner
provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report shall be submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of October, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-799

A RESOLUTION ACCEPTING THE BID OF NATIONAL CAR RENTAL FOR FURNISHING TWO 4-DOOR DETECTIVE SEDANS AND SIX 2-DOOR DETECTIVE SEDANS

WHEREAS, Resolution No.84-565, adopted by the Council of the City of Modesto on August 14, 1984 , approved the plans and specifications for the purchase of seven detective sedans and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of detective sedans were opened at 3:00 p.m. on September 11, 1984, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of National Car Rental in the amount of \$74,158 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of National Car Rental in the amount of \$74,158 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

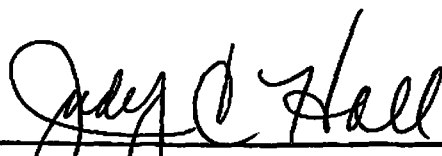
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of October , 1984 , by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:



JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-800

A RESOLUTION AMENDING THE ANNUAL BUDGET OF THE CITY OF MODESTO FOR FISCAL YEAR 1984-85 TO AMEND THE SERVICE DIVISION FUND, FUND NO. 72, TO FINANCE THE PURCHASE OF EIGHT SEDANS.

WHEREAS, the Council of the City of Modesto has authorized the purchase of eight (8) sedans, and

WHEREAS, it is necessary to amend the Annual Budget of the City of Modesto for fiscal year 1984-85 to finance the purchase of said sedans,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Service Division Fund, Fund No. 72, of the 1984-85 Annual Budget of the City of Modesto for fiscal year 1984-85 be amended as follows:

- (1) The amount of \$74,158 be appropriated from the General Ledger Retained Earnings Account, no. 625.00.
- (2) The amount of \$0 now appropriated in account no. 5609.00-5813-72, Detective Sedans (8R), be increased to \$74,158.

BE IT FURTHER RESOLVED that the Director of Finance is hereby authorized to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of October, 1984, by Councilmember Lang, who moved its adoption, which motion

being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-801

**A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE EKINS AND GAGOS SUBTRUNK
SEWER AS COMPLETE**

WHEREAS, a report has been filed by the Director of Engineering
that the construction of the Ekins and Gagos subtrunk
sewer
has been completed by Strata Construction

in accordance with the contract agreement dated May 1, 1984.

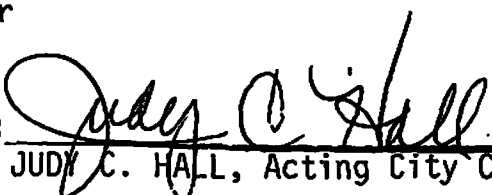
NOW, THEREFORE, BE IT RESOLVED that the construction of
the Ekins and Gagos subtrunk sewer
be accepted from said contractor, Strata Construction;

that notice of completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$98,490
as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 2nd day of
October, 1984, by Councilmember Lang, who
moved its adoption, which motion being duly seconded by Councilmember
Whiteside, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson
NOES: Councilmembers: None
ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


JUDY C. HALL, Acting City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-802**

A RESOLUTION ACCEPTING THE ^{RE-}CONSTRUCTION OF 7TH STREET FROM "G" STREET TO THE 7TH STREET BRIDGE

WHEREAS, a report has been filed by the Director of Engineering that the construction of 7th Street from "G" Street to the 7th Street bridge has been completed by The Flintkote Company

in accordance with the contract agreement dated July 10, 1984.

NOW, THEREFORE, BE IT RESOLVED that the construction of 7th Street from "G" Street to the 7th Street bridge be accepted from said contractor, The Flintkote Company;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$67,068.26 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of October, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-803

A RESOLUTION APPROVING SUBSTITUTION OF SUBCONTRACTOR BY THE FLINTKOTE COMPANY, CONTRACTOR FOR THE ASPHALT CONCRETE OVERLAYS - VARIOUS STREETS, 1984-85 PROJECT

WHEREAS, the City of Modesto has contracted with The Flintkote Company for the asphalt concrete overlays - various streets, 1984-85 project; and

WHEREAS, the prime contractor states the reason for the substitution request is that the listed striping subcontractor, L & P Striping, does not have a valid contractor's license; and

WHEREAS, L & P Striping has been notified of the proposed substitution in conformance with the Government Code and has not submitted written objection to the substitution.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the substitution of New Line Striping as the traffic striping and pavement marking subcontractor for the asphalt concrete overlays - various streets, 1984-85 project, replacing L & P Striping.

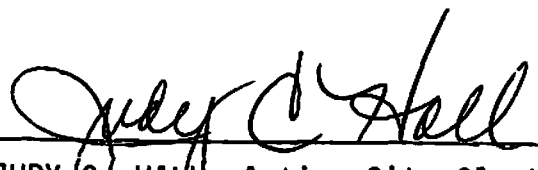
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of October, 1984, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


JUDY C. HALL, Acting City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-804**

**A RESOLUTION SUPPORTING THE PROPOSED ECONOMIC DEVELOPMENT
CORPORATION IN STANISLAUS COUNTY.**

WHEREAS, representatives of various chambers of commerce in Stanislaus County are in the process of establishing a county-wide Economic Development Corporation, hereinafter referred to as EDC, and

WHEREAS, the purpose of the EDC will be to stimulate economic development in Stanislaus County, and

WHEREAS, by letter dated September 20, 1984, the Modesto Chamber of Commerce requested that the Council support the EDC,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby express its support of a county-wide Economic Development Corporation which will be formed for the purpose of stimulating economic development in Stanislaus County in an effort to reduce unemployment through the expansion, retention, and attraction of business and industry to the area, and to be a certified Development Corporation and serve as a conduit for financing for small businesses.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of October, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded

by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-805

A RESOLUTION GRANTING APPROVAL TO THE MODESTO DETACHMENT, MARINE CORPS LEAGUE, TO CONDUCT A VETERANS' DAY PARADE IN THE CITY OF MODESTO ON MONDAY, NOVEMBER 12, 1984, SUBJECT TO CERTAIN CONDITIONS.

WHEREAS, the Modesto Detachment, Marine Corps League (hereinafter referred to as "the League") has filed an Application for Direct City Assistance to use portions of city streets, and for the City to provide traffic control and a reviewing stand and chairs, relating to a Veterans' Day Parade to be held on Monday, November 12, 1984, and for use of Downey Park in connection with the parade in celebration of Veterans' Day, and

WHEREAS, the Council, by Resolution No. 83-128, adopted a "Policy for Evaluating Requests for Direct City Assistance," and

WHEREAS, the City Council deems it appropriate to grant approval to the League relating to said Veterans' Day Parade and to grant the League's request for traffic control, reviewing stand, and chairs, and for use of Downey Park in connection with the parade in celebration of Veterans' Day, subject to certain conditions, and

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby approve the Application for Direct City Assistance filed by the League relating to a Veterans' Day Parade to be held on Monday, November 12, 1984, subject to the following conditions:

1. The parade assembly will take place on November 12, 1984, at the Downey High School practice field and at the Downey Park baseball field from approximately 8:30 a.m. to 9:30 a.m. The parade will commence on November 12, 1984, at approximately 9:30 a.m. and terminate at approximately 11:00 a.m.

2. The parade route, subject to the approval of the Chief of Police, will include Brighton Avenue from Downey Park west to Coffee Road, Coffee Road from Brighton Avenue south to Scenic Drive, and Scenic Drive from Coffee Road west to Saint Stanislaus Catholic Cemetery, a total distance of approximately 1.6 miles.
3. The City of Modesto will provide four (4) reserve officers to maintain traffic control along the parade route.
4. The Parks and Recreation Department will reserve the Downey Park baseball field for parade assembly on November 12, 1984 from approximately 8:30 a.m. to 10:00 a.m.
5. The Parks and Recreation Department will erect a reviewing stand in front of Downey High School, after 5:00 p.m. on November 11, 1984, and will provide approximately twelve (12) chairs on the morning of November 12, 1984. After the parade has terminated, the Parks and Recreation Department will dismantle the reviewing stand, and remove the reviewing stand and chairs, no later than 5:00 p.m. on November 12, 1984.
6. The League shall assume full responsibility for the reviewing stand and chairs from the time the reviewing stand is erected, and the chairs provided, until the time the reviewing stand is dismantled and the reviewing stand and chairs are removed.
7. The League shall be responsible for the removal of all trash and debris from the streets used for the aforementioned Veterans' Day parade which accumulates as a result of the parade.
8. The League shall indemnify and hold harmless the City of Modesto, its officers, agents and employees from and against any and all costs, damages, injuries, liability or loss to persons or property which may arise out of or in any way be connected with the Veterans' Day parade, and use of Downey Park and all streets, within the City for the aforementioned Veterans' Day parade. The League is not required to indemnify or hold harmless the City of Modesto, its officers, agents and employees from any liability arising out of the ordinary and customary public use of Downey Park and city streets, which use is not related in any way to the Veterans' Day parade.
9. The League agrees to provide and keep in force on November 11 and 12, 1984, a policy of public liability insurance covering any and all claims for injuries to persons or property arising

out of the aforementioned Veterans' Day parade, with combined single limits of Three Hundred Thousand (\$300,000.00) Dollars per occurrence for bodily injury, sickness and disease, including death resulting therefrom, and Three Hundred Thousand (\$300,000.00) Dollars for claims for property damage.

The policy of insurance so provided shall contain a contractual liability endorsement covering the liability assumed by the League, under the terms of this resolution. Certificate(s) evidencing the insurance shall be filed with the City Clerk.

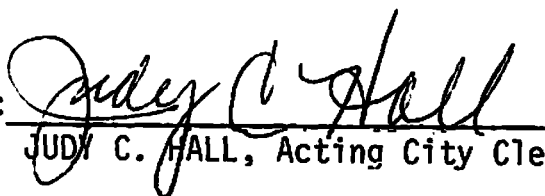
BE IT FURTHER RESOLVED that the City Clerk shall furnish the League with a copy of this resolution. The League shall file a written acceptance of this resolution with the City Clerk, and no right shall be conferred hereby until said acceptance is filed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of October, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: 
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELYNN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-806

A RESOLUTION AUTHORIZING EXECUTION OF INDEMNITY AND HOLD HARMLESS AGREEMENT,
AND RELEASE, IN FAVOR OF CITY OF SAN MATEO

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Modesto does hereby authorize Garth Lipsky, City Manager, to execute in favor of and deliver to the City of San Mateo, the "Indemnity and Hold Harmless Agreement, and Release, In Favor of the City of San Mateo", for the enrollment of two police officers in the San Mateo Police Department's motorcycle training course for peace officers.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of October, 1984, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


JUDY C. HALL, Acting City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-807**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE MODESTO IRRIGATION DISTRICT GRANTING AN EASEMENT FOR ELECTRICAL FACILITIES IN BLOCK 94, IMMEDIATELY EAST OF THE COUNTY COURTHOUSE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and the Modesto Irrigation District granting an easement for electrical facilities in Block 94, immediately east of the County Courthouse

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of October, 1984, by Councilmember Lang who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


JUDY C. HALL, Acting City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-808**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
PACIFIC AIRCRAFT SERVICES, INC. FOR THE LEASE OF HANGAR NO. 3 AT THE AIRPORT**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Pacific Aircraft
Services, Inc. for the lease of Hangar No. 3 at the airport

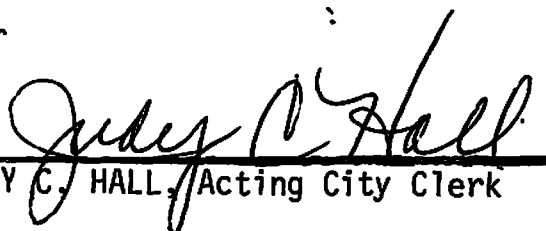
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 2nd day of
October, 19 84, by Councilmember Lang,
who moved its adoption, which motion being duly seconded by Council-
member Whiteside, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST:


JUDY C. HALL, Acting City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-809**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
ESCO AVIATION FOR THEIR LEASE AT THE AIRPORT**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Esco Aviation
for their lease at the Airport

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

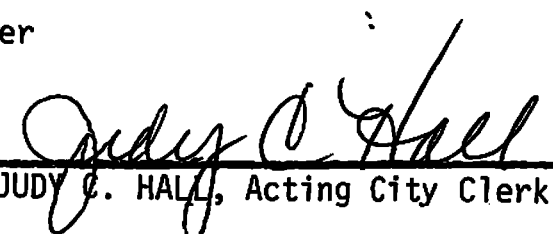
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who moved its adoption, which motion being duly seconded by Council-
member Whiteside, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-810

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
E. & J. GALLO WINERY FOR HANGAR NO. 6 AT THE AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and E. & J. Gallo
Winery for Hangar No. 6 at the Airport

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

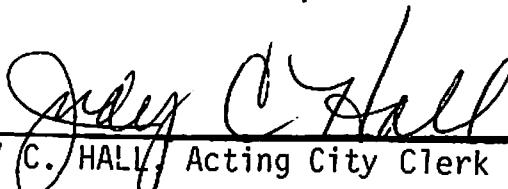
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tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: _____


JUDY C. HALL Acting City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-811**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MARK RICHARDS, RULE ENTERPRISES, INC., JIM VAN HEUKELEM, AND RACOR INDUSTRIES, INC., dba SKYTREK AVIATION, FOR THE LEASE OF OFFICE BUILDING NO. 1, HANGAR NO. 5, AND TIE-DOWNS AT THE AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Mark Richards, Rule Enterprises, Inc., Jim Van Heukelem, and Racor Industries, Inc., dba Skytrek Aviation, for the lease of Office Building No. 1, Hangar No. 5, and tie-downs at the Airport be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of October, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


JUDY C. HALL, Acting City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-812**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THEODORE M. COOK FOR THE LEASE OF STORAGE/OFFICE SPACE AT 500 9TH STREET TO BE USED BY THE MUSEUM STAFF

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Theodore M. Cook for the lease of storage/office space at 500 9th Street to be used by the museum staff to solve a space problem

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of October, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson
NOES: Councilmembers: None
ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


JUDY C. HALL, Acting City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-813**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND CROCKER NATIONAL BANK FOR THE PURCHASE OF 5,000 ± SQUARE FEET OF THEIR PROPERTY IN THE EAST HALF OF BLOCK 69, CITY HALL BLOCK

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Crocker National Bank for the purchase of 5,000 ± square feet of their property in the east half of Block 69, City Hall block

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of October, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: 
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-814

A RESOLUTION AMENDING THE ANNUAL BUDGET OF THE CITY OF
MODESTO FOR FISCAL YEAR 1984-85 TO PROVIDE FOR THE PURCHASE
OF PROPERTY LOCATED ON BLOCK 69.

WHEREAS, the Council has approved an agreement with Crocker National
Bank to purchase ± 5,000 square feet of property on the eastern one-half of
block 69, and

WHEREAS, it has been determined that certain adjustments are
required to the Annual Budget of the City of Modesto for the fiscal year
1984-85 in order to purchase said property,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the Annual Budget for the fiscal year 1984-85 be adjusted as follows:

1. Account 61-02, Contingency Reserve for Salary and Material
Increases in the General Fund (Fund 01) be reduced by \$90,000
to \$2,198,722.
2. Account 70-13, Transfers out to Special Fund for Capital Outlay
from the General Fund (Fund 01) be increased from \$0 to \$90,000.
3. Account 941.01 Transfers in from the General Fund in the
Special Fund for Capital Outlays (Fund 13) be increased from \$0
to \$90,000.
4. Account 6295-7140-13, eastern portion of block 69 property
purchase in the Special Fund for Capital Outlay be increased
from \$0 to \$90,000.

BE IT FURTHER RESOLVED that the Director of Finance is hereby
authorized to implement the provisions of this resolution.

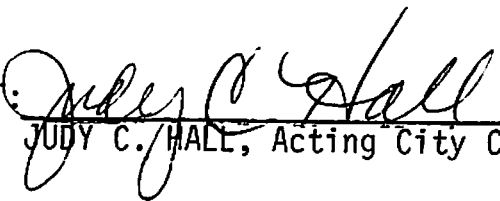
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being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: 
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-815**

AMENDED

**A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
LARRY A. AND PATRICIA L. ASKEW AND DAVID AND SANDRA MESENHIMER FOR THEIR LEASE
AT THE AIRPORT**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the ^{amended} agreement between the City of Modesto and Larry A. and Patricia
L. Askew and David and Sandra Mesenhimer for their lease at the Airport

be, and it is hereby approved.

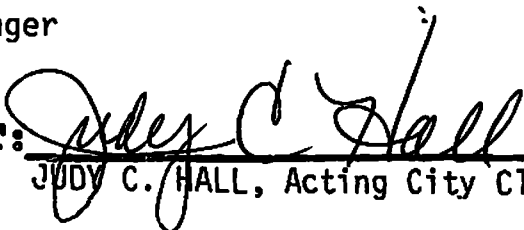
BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 2nd day of
October, 1984, by Councilmember Lang,
who moved its adoption, which motion being duly seconded by Council-
member Whiteside, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: 
JUDY C. HALL, Acting City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-816**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND LARRY LUKE FOR THE LEASE OF THE CITY-OWNED HOUSE AT 660 EL VISTA WHICH WAS PURCHASED FOR DRY CREEK PARK

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Larry Luke for the lease of the City-owned house at 660 El Vista which was purchased for Dry Creek Park

be, and it is hereby approved.

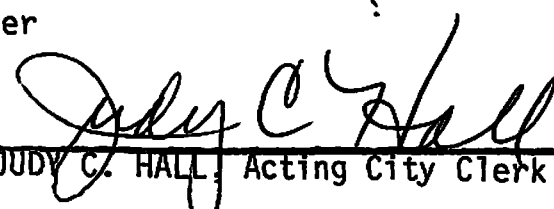
BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of October, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: 
JUDY C. HALL, Acting City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-817**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
MODESTO IRRIGATION DISTRICT THAT PROVIDES FOR 50-50 SHARING OF COSTS TO REPAIR
IRRIGATION CONDUITS THAT CROSS CITY STREETS**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and the Modesto Irrigation
District that provides for 50-50 sharing of costs to repair irrigation conduits
that cross City streets

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 2nd day of
October, 1984, by Councilmember Lang,
who moved its adoption, which motion being duly seconded by Council-
member Whiteside, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-818

A RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR FEDERAL FUNDING FROM THE FEDERAL AVIATION ADMINISTRATION FOR THE REGIONAL AIRPORT STUDY

WHEREAS, the City of Modesto on September 4, 1984, approved the selection of the consulting firm of Hodges and Shutt to perform a Regional Airport Study; and

WHEREAS, in order to expedite the funding for this project, the next step is to submit an application to the Federal Aviation Administration (FAA) for funding in the amount of \$119,000 of which the FAA will fund 90%.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the City Manager be authorized to submit an application for funding from the Federal Aviation Administration for the Regional Airport Study.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of October, 1984, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Whiteside , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-819

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$3,000 FROM RESERVE FOR THE REGIONAL AIRPORT FEASIBILITY STUDY

BE IT RESOLVED by the Council of the City of Modesto that the following appropriation transfer(s) are approved:

FROM:	Reserve	\$3,000
TO:	Regional Airport Feasibility Study	\$3,000

It is necessary to appropriate matching funds as part of the requirements for making an application for Federal funding for the Regional Airport feasibility study.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of October, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:



JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-820

A RESOLUTION AUTHORIZING A PUBLIC AUCTION FOR SALE OF
SURPLUS, STOLEN AND LOST ARTICLES ACCUMULATED BY THE CITY OF
MODESTO.

WHEREAS, the City of Modesto's Finance Department proposes to hold a public auction in the City-owned warehouse in the 200 block of Chestnut Street on October 20, 1984, to sell surplus stolen and lost property accumulated by the City of Modesto, and

WHEREAS, a detailed list of all items to be sold at said proposed auction will be presented to the City Council for approval prior to the auction, and

WHEREAS, it is desirable to authorize said proposed auction at this time to insure that there is adequate time to inform the public of the date, time and location of said auction,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby authorize a public auction to be held by the City of Modesto on October 20, 1984, to sell surplus, stolen and lost property accumulated by the City of Modesto.

BE IT FURTHER RESOLVED that a detailed list(s) of the items to be sold at said auction shall be submitted to this Council for approval prior to said auction. At least five (5) days before the time fixed for the sale, the City Clerk shall cause notice thereof to be published in The Modesto Bee, the official newspaper of the City of Modesto. Said notice shall set forth the

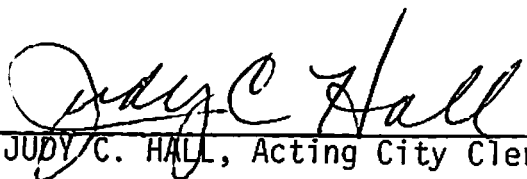
time and place of the sale, and that a list of the items of property to be offered for sale can be inspected in the office of the City Clerk.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of October, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson


NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: 
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-821

A RESOLUTION AUTHORIZING THE TEMPORARY CLOSURE OF THE 200 BLOCK OF CHESTNUT STREET TO PUBLIC USE FOR THE PURPOSE OF HOLDING A PUBLIC AUCTION FOR SALE OF SURPLUS, STOLEN AND LOST ARTICLES ACCUMULATED BY THE CITY OF MODESTO.

WHEREAS, the City of Modesto's Finance Department proposes to hold a public auction in the City-owned warehouse in the 200 block of Chestnut Street on October 20, 1984, to sell surplus, stolen and lost property accumulated by the City of Modesto, and

WHEREAS, the Finance Department has requested permission from the City Council to temporarily close the 200 block of Chestnut Street on October 20, 1984, in order that the above referred to public auction may be held on October 20, 1984, and

WHEREAS, the City of Modesto owns and controls all of the property on both sides of the 200 block of Chestnut Street,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby authorize the temporary closure of the 200 block of Chestnut Street on October 20, 1984, for a public auction to be held by the City of Modesto on October 20, 1984.

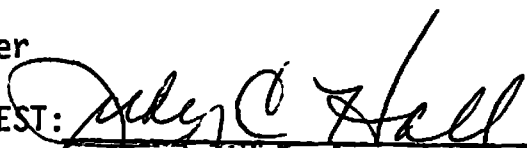
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AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson


NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: 
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-822**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND STANISLAUS FOUNDATION FOR MEDICAL CARE TO ADMINISTER THE CITY OF MODESTO'S HEALTH COVERAGE CLAIMS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Stanislaus Foundation for Medical Care to administer the City of Modesto's health coverage claims

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of October, 1984, by Councilmember Lang who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-823**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
STANISLAUS FOUNDATION FOR MEDICAL CARE TO ADMINISTER THE CITY OF MODESTO'S DENTAL
COVERAGE CLAIMS**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Stanislaus Foundation
for Medical Care to administer the City of Modesto's dental coverage claims

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

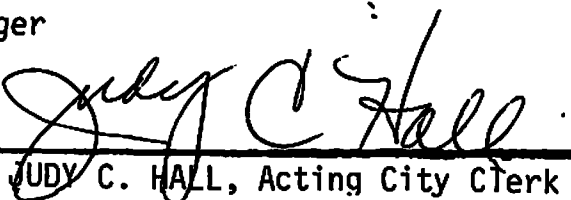
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of the Council of the City of Modesto held on the 2nd day of
October, 1984, by Councilmember Lang,
who moved its adoption, which motion being duly seconded by Council-
member Whiteside, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-824

A RESOLUTION APPROVING THE FINAL MAP OF THE
HILLSBORO TERRACE
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, PELANDALE ROAD RANCH NO. 1, a limited Partnership and
PELANDALE ROAD RANCH NO. II, a Limited Partnership, and IRWIN STEINPRESS,

is (are) possessed of a tract of land situate in the City of Modesto,
County of Stanislaus, consisting of 9.85 acres, known as the
HILLSBORO TERRACE Subdivision, and

WHEREAS, a tentative map of said tract was approved by the
Planning Commission of the City of Modesto on the 20th day of
August, 1984, and

WHEREAS, the Secretary of the Planning Commission of the
City of Modesto has certified that the final map of said tract
substantially conforms to the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified
that the final map of said HILLSBORO TERRACE
Subdivision meets all of the provisions of the California Subdivision
Map Act and the provisions of the Modesto Municipal Code relating to
subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of
Modesto that said final map be approved; that the streets, alleys and

easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees and deposits required by the Modesto Municipal Code in amounts determined by the City Engineer have been paid, and subdividers have furnished securities, as set forth in Section 4-4.605 of the Modesto Municipal Code, which shall secure the obligations set forth in Section 66499.3 of the Government Code of the State of California. Said securities shall be in forms acceptable to the City Attorney and in the amounts required by the Agreement hereinafter referred to.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be authorized to execute and attest, respectively, an agreement with subdividers as required by Section 4-4.604 (c) of the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of October, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Council-

member Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Judy C Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-825

A RESOLUTION ACCEPTING IMPROVEMENTS IN ORCHARD GROVE SUBDIVISION AND
AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, Central Bank, subdividers of Orchard Grove Subdivision, have filed subdivision bonds for faithful performance and labor and materials in the amount of \$995,600.00 and \$497,800.00 respectively to guarantee improvements in Orchard Grove Subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated September 26, 1984, indicates that all work required by the subdivision agreement has been completed to the satisfaction of the Public Works Department; and

WHEREAS, the Director of Public Works has indicated that it would be in order for the City Council to accept the improvements in said subdivision as complete and authorize the City Clerk to file notice of completion and release the subdivision bonds upon expiration of the statutory period.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto:

1. The improvements in Orchard Grove Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the subdivision bond for faithful performance in the amount of \$995,600.00 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the subdivision bond for labor and materials in the amount of \$497,800.00 upon expiration of the statutory period.

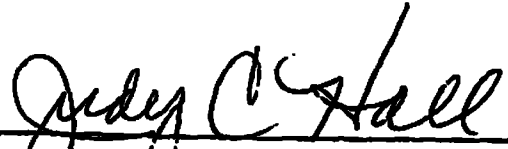
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of October, 1984 by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST:


JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-826

A RESOLUTION DECLARING THAT A SUFFICIENT PROTEST HAS NOT BEEN MADE AGAINST THE ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO KNOWN AS HOUSER LANE NO. 2 ANNEXATION TO THE CITY OF MODESTO AND ORDERING THE ANNEXATION OF SAID TERRITORY.

WHEREAS, by Resolution No. 84-620, adopted on September 4, 1984, the Council of the City of Modesto initiated proceedings to annex to the City of Modesto certain uninhabited territory known as Houser Lane No. 2 Annexation to the City of Modesto, and

WHEREAS, by said Resolution No. 84-620, the Council fixed the 9th day of October, 1984, at the hour of 7:30 o'clock P.M., in the Council Chambers at the City Hall, located at 801 11th Street in the City of Modesto as the time and place for hearing protests against said annexation, and

WHEREAS, a copy of said Resolution No. 84-620 was duly published in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto and in the County of Stanislaus, and being the official newspaper of the City of Modesto, said publications being commenced at least fifteen (15) days prior to the date set for the hearing, and

WHEREAS, the City Clerk has given notice to all persons legally entitled thereto, in the manner required by law, and

WHEREAS, on the 9th day of October, 1984, at the hour of 7:30 o'clock P.M., in the Council Chambers at the City Hall, 801 11th Street in the City of Modesto, County of Stanislaus, State of California, the Council of the City of Modesto did hear and pass upon all protests made to the proposed annexation, and

WHEREAS, written protests have not been filed by the owners of fifty (50%) percent of the total assessed value of land and improvements within the territory proposed to be annexed as shown by the last equalized assessment roll, nor by public and

private owners of one-half of the value of the territory proposed to be annexed as determined by said Council, and

WHEREAS, the Stanislaus County Local Agency Formation Commission on August 15, 1984, ordered that a negative declaration be filed as to the environmental effect of the subject annexation,

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

1. All of the requirements of the Municipal Organization Act of 1977, as amended, have been complied with.
2. The area or territory designated as the Houser Lane No. 2 Annexation to the City of Modesto, is uninhabited territory within the meaning of the Municipal Organization Act of 1977, as amended, and is more particularly described as attached hereto and made a part hereof as though set forth in full herein.
3. No change in school district boundaries shall be effected by reason of the annexation of the hereinafter described area to the City of Modesto.
4. Said territory is hereby annexed to and made a part of the City of Modesto.
5. Said territory shall be subject to municipal taxes to pay any indebtedness or liability of the City of Modesto authorized or existing at the time of the adoption of this resolution.

BE IT FURTHER RESOLVED that the City Clerk of the City of Modesto is hereby directed to immediately make, under the seal of said City of Modesto, seven certified copies of this resolution, stating the date of its passage; to immediately make seven copies of the boundary description of the annexation; and to obtain such further documentation as is required by law. The City Clerk is further directed to transmit the aforesaid documents to the LAFCO executive officer together with a payment of all fees required by California Government Code Section 54902.5.

BE IT FURTHER RESOLVED that pursuant to California Government Code Section 35355, this annexation shall be effective on the date of execution of the certificate of completion by the LAFCO executive officer.

BE IT FURTHER RESOLVED that the negative declaration as to the environmental impact of the subject annexation is hereby approved and that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of said annexation.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of October, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By Alfred J. ...
Department of Engineering Services

HOUSER LANE NO. 2 ANNEXATION

All that real property in the State of California, County of Stanislaus, being a portion of the West half of Section 31, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by a Southwestern corner of the Carpenter - Houser Addition (372), as per description filed April 5, 1978, as Instrument 63081, Stanislaus County Records, said point being on the centerline of former 40.00 foot Houser Lane;

1. thence along the existing City Limits and an Eastern line of ADDITION (372), North $00^{\circ} 51'$ West, 1358.92 feet, to the Northeastern corner of said ADDITION (372), said corner being on the Southern line of the MARK TWAIN ADDITION (70), as per description filed June 22, 1956, as Instrument 17230, Stanislaus County Records;
2. thence continuing along the existing City Limits on said Southern line of ADDITION (70), said line being the Northern line of 45.00 foot California Avenue, North $89^{\circ} 55'$ East, 252.00 feet, to the Northwestern corner of the CALIFORNIA NO. 1 ANNEXATION (404), as per description filed June 12, 1979, as Instrument 82968, Stanislaus County Records;
3. thence continuing along the existing City Limits on the Western line of said ANNEXATION (404), South $00^{\circ} 51'$ East, 798.42 feet, to the Southwestern corner of ANNEXATION (404), said corner being on the Northern line of Parcel 1, as per map filed March 16, 1973 in Book 16 of Parcel Maps, Page 54, Stanislaus County Records;
4. thence continuing along the existing City Limits on the Southern line of ANNEXATION (404) and said Northern line of Parcel 1, North $89^{\circ} 55'$ East, 106.29 feet, to the Northwestern corner of Parcel 1;
5. thence leaving the existing City Limits and proceeding along the most Easterly line of Parcel 1, South $00^{\circ} 51'$ East, 252.83 feet, to a Southeastern corner of said Parcel 1;
6. thence along a Southern line of Parcel 1, South $89^{\circ} 48'$ West, 157.29 feet;
7. thence along an Eastern line of Parcel 1, South $00^{\circ} 51'$ East, 306.94 feet, to a point on said centerline of Houser Lane;
8. thence along the centerline of Houser Lane, South $89^{\circ} 48'$ West, 200.99 feet, to the point of beginning, containing 8.117 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 84-827

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED-DEVELOPMENT ZONE, P-D(360).

WHEREAS, a verified application for an amendment to Section 25-3-9 of the Zoning Map was filed by Fred M. Powers on July 12, 1984, to reclassify from Highway Frontage Zone, H-1, and Professional Office Zone, P-0, to Planned-Development Zone, P-D, the following described property:

P-0 to P-D

All that certain real property situate in a portion of the Southwest quarter of the Southwest quarter of Section 25, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the County of Stanislaus, State of California, described as follows:

Commencing at the Southwest corner of said Section 25; thence North 89° 34' 28" East along the South line of said Section 25, a distance of 20.00 feet to the intersection of the center line of Lincoln Avenue with the center line of Yosemite Boulevard; thence North 0° 32' 24" West along said center line of Lincoln Avenue a distance of 527.00 feet to the point of beginning of this description; thence continuing North 0° 32' 24" West along said center line 260.00 feet; thence North 89° 34' 28" East 400.00 feet; thence South 0° 32' 24" East a distance of 260.00 feet; thence South 89° 34' 28" West 400.00 feet to the point of beginning.

H-1 to P-D

All that certain real property situate in a portion of the Southwest quarter of the Southwest quarter of Section 25, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the County of Stanislaus, State of California, described as follows:

Commencing at the Southwest corner of said Section 25; thence North 89° 34' 28" East along the South line of said Section 25, a distance of 20.00 feet to the intersection of the center line of Lincoln Avenue with the center line of Yosemite Boulevard and the point of beginning of this description; thence North 0° 32' 24" West along said center line of Lincoln Avenue a distance of 527.00 feet; thence North 89° 34' 28" East 901.98 feet to the Westerly line of Parcel A, as shown on the Parcel Map filed in Volume 22 of Parcel Maps, at

Page 79, Stanislaus County Records; thence South 0° 32' 24" East along said Westerly line of Parcel A and the westerly line of Parcel C, a distance of 299.13 feet; thence continuing along said boundary of Parcel C, South 89° 33' 48" West 9.00 feet; thence South 0° 32' 24" East 227.87 feet to said center line of Yosemite Boulevard; thence South 89° 34' 28" West along said center line a distance of 892.98 feet to the point of beginning.

WHEREAS, after public hearing held on September 4, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission, by its Resolution No. 84-141, that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The project is located at the intersection of major streets, across from a major employment area.
2. The project features unusually small unit sizes and a major open space/amenity area.

WHEREAS, after a public hearing held on October 9, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Fred M. Powers for a Planned-Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 84-141 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2294-C.S. on the 9th day of October, 1984, reclassifying the above-described property from Highway Frontage Zone, H-1, and Professional Office Zone, P-0, to Planned-Development Zone, P-D(360).

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

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned-Development Zone, P-D(360), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "First City's America Resort" as amended in red, stamped approved by the Planning Commission on September 4, 1984.
2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation in accordance with Section 10-2.1515 of the Modesto Municipal Code. Screen landscaping shall be installed along the north and east property lines.
3. Fencing shall be constructed prior to occupancy and shall be as follows:
 - a. Six-foot board fence with decorative masonry pilasters along the easternmost property line.
 - b. Six-foot solid wall or double board fence with decorative masonry pilasters along the north and northeast property lines wherever parking will be adjacent to residential uses or zones.
4. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.
5. The developer shall dedicate and/or improve sufficient right-of-way as required by the Director of Engineering Services to complete Lincoln Avenue and Yosemite Boulevard to a major street standard prior to occupancy or upon demand by the City, whichever occurs first.
6. Prior to issuance of a building permit the developer shall dedicate public utility easements as required by the utility companies and the Director of Engineering Services.
7. Drainage shall be provided as required by the Director of Engineering Services.
8. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of the same building materials used in the major buildings as determined by the Director of Planning and Community Development.

9. All utilities shall be underground and cable television service shall be stubbed into all units.
10. All signs shall comply with the sign requirements of the R-3 zone.
11. Prior to issuance of a building permit, the developer shall pay the City of Modesto the cost of planting street trees, the number as determined by the Director of Engineering Services.
12. All curbcuts serving two-way driveways shall be widened to 41 feet in width.
13. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.
14. This project shall be served by one resident Manager in the one "D" unit and by three resident Assistant Managers in the three "C" units, as shown on the approved plot plan.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D(360):

That the entire construction program be accomplished in one phase, construction to begin on or before October 1, 1986 and completion to be not later than October 1, 1987.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.2708 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 27 of Title X of the Modesto Municipal Code relating to Planned-Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned-Development Zone, P-D(360) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of October, 1984, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: Bright, Lang, Muratore

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By *William Swinda*
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 84-828

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION 25-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (FIRST CITY'S AMERICA RESORTS)

WHEREAS, on October 9, 1984, the City Council introduced Ordinance No. 2294 -C.S. giving approval to a project relating to an amendment to Section Map 25-3-9 of the Zoning Map of the City of Modesto to reclassify certain property from Highway Frontage Zone, H-1, and Professional Office Zone, P-0, to Planned-Development Zone, P-D(360), and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 25-3-9 of the Zoning Map of the City of Modesto to reclassify certain property from Highway Frontage Zone, H-1, and Professional Office Zone, P-0, to Planned-Development Zone, P-D(360).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of October, 1984, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: Bright, Lang, Muratore

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO
AUTHORIZING THE ISSUANCE OF REVENUE BONDS FOR THE PURPOSE
OF PROVIDING FINANCING FOR MULTIFAMILY RENTAL HOUSING
DEVELOPMENT BY FIRST CITY-VILLAGE DEVELOPMENT
CORPORATION VENTURES

WHEREAS, the City of Modesto (the "City") is authorized by Chapter 7 (commencing with Section 52075) of Part 5 of Division 31 of the Health and Safety Code of the State of California (the "Act") to issue and sell revenue bonds for the purpose of providing financing for the construction and development of multifamily rental housing facilities located within the City; and

WHEREAS, First City-Village Development Corporation Venture, a California partnership, (the "Developer") has applied to the City to issue and sell its revenue bonds for the purpose of providing financing for the acquisition of land and construction of an approximately 336-unit multifamily rental housing development to be located within the City on approximately 11.4 acres located at the northeast intersection of Yosemite Boulevard and Lincoln Avenue (the "Project"); and

WHEREAS, the City wishes to induce the Developer to construct the Project and, in particular, to do so at such location; and

WHEREAS, it is in the public interest, for the public benefit and in furtherance of the public purposes of the City that the City authorize revenue bonds for the aforesaid purposes;

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

Section 1. The City Council of the City of Modesto hereby authorizes the issuance and sale of bonds (the "Bonds") of the City pursuant to the Act in a principal amount of not to exceed Nine Million Dollars (\$9,000,000) for the purpose of providing construction and permanent financing to the Developer, its successors and assigns, for the acquisition, construction and development of the Project.

Section 2. The issuance and sale of the Bonds shall be upon such terms and conditions as may be mutually agreed upon by the City, the Developer and the purchaser of the Bonds and subject to final approval by the City Council and completion of proceedings for the issuance, sale and delivery of such bonds by the City.

Section 3. The proceeds of the Bonds shall include such related and necessary issuance expenses, administrative costs, debt service reserves and interest payments as may be required successfully to accomplish the financing of the Project.

Section 4. The City Council hereby finds that the issuance of the Bonds is a substantial inducement to the Developer to acquire, construct and develop the Project and that the Project will further the public purposes of the City.

Section 5. The Developer shall be responsible for the payment of all costs in connection with the issuance of the Bonds, including but not limited to printing of any official statement, City application filing fee, rating agency costs, bond counsel fees and expenses, underwriting discount and costs, trustee fees and expenses, and the cost of printing the Bonds.

Section 6. This Resolution shall take effect immediately upon its passage and adoption; provided, however, that this Resolution shall have no force and effect following one (1) year from the date hereof unless either (i) the Bonds described herein shall have been sold or (ii) the City shall have extended the effective date of this Resolution by a resolution hereafter adopted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of October, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: Bright, Lang, Muratore

ABSENT: Councilmembers: None

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-830**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JONES, HALL, HILL AND WHITE TO SERVE AS BOND COUNSEL FOR THE APARTMENT PROJECT PROPOSED BY FIRST CITY VILLAGE DEVELOPMENT TO BE LOCATED AT THE NORTHEAST CORNER OF YOSEMITE BOULEVARD AND LINCOLN AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Jones, Hall, Hill and White to serve as bond counsel for the apartment project proposed by First City Village Development to be located at the northeast corner of Yosemite Boulevard and Lincoln Avenue be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of October, 1984, by Councilmember Sutton who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: Bright, Lang, Muratore
ABSENT: Councilmembers: None

ATTEST: Morrine Coyle
MORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-831

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE INSTALLATION OF BELLENITA PARK PLAY APPARATUS

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

SECTION 1. The plans and specifications for the installation of Bellenita Park play apparatus

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on October 30, 1984, at 11:00 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of October, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-832

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE INSTALLATION OF IRRIGATION AND LANDSCAPING
IN LAKEWOOD PARK

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

SECTION 1. The plans and specifications for the installation of
irrigation and landscaping in Lakewood Park

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on October 30, 1984, at 11:05 a.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 9th day of October, 1984,
by Councilmember Whiteside, who moved its adoption, which motion
being duly seconded by Councilmember Sutton, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-833

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR FURNISHING ONE CATCH BASIN CLEANER TRUCK

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

SECTION 1. The plans and specifications for the purchase of one catch basin cleaner truck

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on October 30, 1984, at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of October, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-834

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR FURNISHING ONE DRY TYPE DISTRIBUTION TRANSFORMER

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

SECTION 1. The plans and specifications for the purchase of one dry
type distribution transformer

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on October 30, 1984, at 3:15 p.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 9th day of October, 1984,
by Councilmember Whiteside, who moved its adoption, which motion
being duly seconded by Councilmember Sutton, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:



NORRINE COYLE, City Clerk

A RESOLUTION ACCEPTING THE BID OF B & L BUILDERS, INC. FOR THE CONSTRUCTION OF THE AMERICAN LEGION HALL DECK

WHEREAS, Resolution No. 84-637, adopted by the Council of the City of Modesto on September 11, 1984, approved the plans and specifications for the construction of the American Legion Hall deck and authorized the calling for bids; and


WHEREAS, the bids received for the construction of the American Legion Hall deck were opened at 11:00 a.m. on October 2, 1984, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of B & L Builders, Inc. in the amount of \$75,409.29 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of B & L Builders, Inc. in the amount of \$75,409.29 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of October, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: 
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-836**

**A RESOLUTION ACCEPTING THE REPLACEMENT OF CURB, DRIVE APRONS AND SIDEWALKS
AT VARIOUS LOCATIONS - PROJECT NO. 14**

**WHEREAS, a report has been filed by the Director of Engineering
that the replacement of curb, drive aprons, and sidewalks
at various locations - Project No. 14
has been completed by Modesto Paving, Inc.**

in accordance with the contract agreement dated June 26, 1984.

**NOW, THEREFORE, BE IT RESOLVED that the replacement of curb,
drive aprons and sidewalks at various locations - Project No. 14
be accepted from said contractor, Modesto Paving, Inc.;**

**that notice of completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$30,636.50
as provided in the contract, be authorized.**

**The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 9th day of
October, 1984, by Councilmember Whiteside, who
moved its adoption, which motion being duly seconded by Councilmember
Sutton, was upon roll call carried and the resolution
adopted by the following vote:**

**AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger**

NOES: Councilmembers: None

ABSENT: Councilmembers: None

**ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 84-837

A RESOLUTION APPROVING A HOUSING DENSITY BONUS FOR KEN DIEHL
AND RECOMMENDING A CITY DENSITY BONUS POLICY BE PURSUED.

WHEREAS, the Planning Commission on July 16, 1984, approved a plot
plan request by Ken Diehl for five apartments, which consist of one duplex and
one triplex, on property on the west side of Carver Road south of West
Orangeburg Avenue, and

WHEREAS, on August 3, 1984, Ken Diehl, pursuant to the provisions of
Section 65915 of the Government Code, requested a density bonus for additional
units on the subject property, and

WHEREAS, the city staff has recommended that the request of Ken
Diehl for a density bonus be granted for one additional unit, for a total of
six units on the subject property, subject to five conditions.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that it hereby grants a density bonus to Ken Diehl for one additional unit,
for a total density of six units on property located on the west side of
Carver Road south of West Orangeburg Avenue, subject to the following
conditions:

1. One of the six units shall be made available for ten
years at a rental rate affordable to very low-income
tenants;
2. Whenever a vacancy in one of the six units occurs and
one of the other units is not occupied by a tenant of
very low-income, the vacated unit shall remain vacant
for up to 30 days before the owner can rent to other
tenants of higher income levels;

3. Approval must be obtained from the Planning Commission for a revised plot plan showing the one additional unit and two parking spaces to serve it;
4. The Stanislaus County Housing Authority, by contract with the City, shall monitor compliance with the above conditions for ten years; and
5. The applicant shall agree in writing to the above conditions.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of October, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-838

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO
AUTHORIZING THE ISSUANCE, SALE AND
DELIVERY OF CITY OF MODESTO, CALIFORNIA
MULTI-FAMILY RENTAL HOUSING REVENUE BONDS
(VALLEY OAK PROJECT)
AND PROVIDING OTHER MATTERS
PROPERLY RELATING THERETO

WHEREAS, the City is a duly constituted charter city of the State of California and a city within the meaning of such term in Chapter 7 of Part 5 of Division 31 of the Health and Safety Code of the State of California (the "Act") and a political subdivision within the meaning of such term in the Internal Revenue Code of 1954, as amended (the "Code");

WHEREAS, the Act authorizes the City to issue revenue bonds for the purpose of financing the construction or development of multi-family rental housing and to make or purchase loans to persons, firms, corporations, partnerships or other entities for the purpose of developing or providing such multi-family rental housing;

WHEREAS, in furtherance of the purposes of the Act and as part of the City's plan of financing residential housing, the City proposes to issue not to exceed \$6,500,000 aggregate principal amount of its revenue bonds designated "City of Modesto, California, Multi-Family Rental Housing Revenue Bonds" (Valley Oak Project) (the "Bonds"), the proceeds of which shall be loaned to V. O. Associates (the "Developer") pursuant to a loan to be originated and serviced by Mason-McDuffie Financial pursuant to a Loan Origination and Servicing Agreement (the "Loan Origination and Servicing Agreement"), such loan to be made to finance the cost of a multi-family residential rental development (the "Project") to be located within the City of Modesto, California and occupied partially (at least 20 percent) by persons of low and moderate income, within the meaning of Section 103(b)(12)(C) of the Code, all for the public purpose of assisting persons of low and moderate income within the City to afford the costs of decent, safe and sanitary housing;

WHEREAS, the Bonds are proposed to be issued pursuant to and secured by an Indenture of Trust (the "Indenture") by and between the City and Crocker National Bank (the "Trustee");

WHEREAS, the City, the Trustee and the Developer propose to enter into a Commitment Agreement (the "Commitment Agreement"), providing, among other things, for the reservation of a portion of the proceeds of the Bonds to be loaned to the Developer to finance the cost of the Project;

WHEREAS, in order to assure compliance with the Act and the Code, the City and the Developer propose to enter into a Regulatory Agreement and Declaration of Restrictive Covenants with respect to the Project (the "Regulatory Agreement");

WHEREAS, the Developer will provide a policy of mortgage insurance issued by Ticor Mortgage Insurance Company guaranteeing the Developer's payments of principal and interest of the loan to be made with a portion of the proceeds of the Bonds

WHEREAS, Miller & Schroeder Municipals, Inc., as underwriters (the "Underwriters") with respect to the Bonds, have presented to this meeting a form of Bond Purchase Agreement (the "Purchase Agreement") and an Official Statement pertaining to the Bonds (the "Official Statement") for the consideration of the Council;

WHEREAS, the City has now determined to issue the Bonds and to enter into the Indenture to secure the Bonds by a pledge and assignment of the Commitment Agreement, the Regulatory Agreement, the Loan Origination and Servicing Agreement and the various other funds, property and agreements more particularly described in the Indenture, including, without limitation, the rights accruing to the Bondowners under the policy of mortgage insurance (the "Trust Estate");

WHEREAS, all things necessary to cause the Bonds, when authenticated by the Trustee and issued as in the Indenture provided, to be valid, binding and legal limited obligations of the City according to the import thereof, and to constitute the Indenture a valid assignment and pledge of the amounts pledged to the payment of principal of and interest on the Bonds and a valid pledge and assignment of the rights of the City in and to the Trust Estate have been accomplished;

WHEREAS, there has been prepared for the City and reviewed by the City staff the various documents, instruments and agreements, all of which are necessary to the consummation of the transaction and which are hereinafter identified; and

WHEREAS, it appears that each of said documents, instruments and agreements may now be prepared in appropriate final form to be executed and delivered for the purpose intended;

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

Section 1. Authorization of the Bonds. For the purpose of providing moneys with which to finance the Project, the City hereby determines to issue its Multi-Family Rental Housing Revenue Bonds (Valley Oak Project), in the aggregate principal amount of not to exceed \$6,500,000, the Bonds being in the exact aggregate principal amount and maturing and bearing interest at the rates provided and subject to all of the terms and conditions to be set forth in the Purchase Agreement.

The Bonds shall be limited obligations of the City and shall be payable as to principal and interest, and the obligations of the City under the Indenture shall be paid and satisfied, solely from the revenues, receipts and other moneys and property pledged therefor under the Indenture.

Section 2. Approval of Indenture. To provide for the details of and to prescribe the terms and conditions upon which the Bonds are to be issued, secured, executed, authenticated and held, the City Manager is hereby authorized and directed to execute and the City Clerk is authorized to attest and to affix the official seal of the City to, and to deliver the Indenture to the Trustee in the appropriate final form with such changes and insertions as may be approved by the City Manager, so as to conform to the description thereof in the Purchase Agreement and the Official Statement upon advice of the City's Bond Counsel and the City Attorney, such execution thereof to constitute conclusive evidence of the approval of such officers and of the City of all changes and insertions from the form of Indenture heretofore presented and reviewed.

Section 3. Approval of Various Instruments. Each of the following documents is hereby approved and the City Manager is authorized to execute and to affix the official seal of the City and to deliver each of the following documents in the appropriate final form with such changes and insertions as may be approved by the City Manager, so as to conform to the description thereof in the Purchase Agreement and the Official Statement upon advice of the City's Bond Counsel and the City Attorney, such execution thereof to constitute conclusive evidence of the approval of such officers and of the City of all changes and insertions from the forms of such documents heretofore presented and reviewed:

- (a) The Purchase Agreement, subject to the following conditions:
 - (i) The aggregate principal amount of the Bonds to be not more than \$6,500,000 or less than \$5,800,000;
 - (ii) The effective Bond interest rate not to exceed 11.25% per annum (excluding discount); and
 - (iii) The Bond discount not to exceed 3.00% of the principal amount of the Bonds;
- (b) The Commitment Agreement;
- (c) The Regulatory Agreement; and
- (d) The Loan Origination and Servicing Agreement;

Section 4. Approval of Official Statement. The Official Statement pertaining to the offer and sale of the Bonds and its use by the Underwriters in the offer and sale of the Bonds, is hereby approved and the Mayor is hereby

authorized and directed to execute and deliver the Official Statement in the form presented to this meeting or with such changes and insertions as may be approved by the Mayor, subject to the advice and counsel of the City's Underwriters, Bond Counsel and the City Attorney, her execution thereof to constitute conclusive evidence of the approval by the Mayor and the City of all changes from the form of such Official Statement presented to this meeting, which form of Official Statement is hereby in all respects approved and incorporated by reference and made a part hereof.

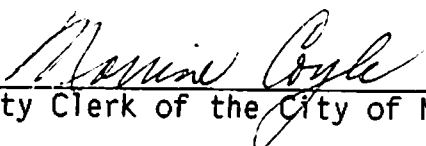
Section 5. Authority to Consummate Transaction. The Mayor, the City Clerk, the City Manager and other proper officers of the City are hereby authorized and directed to execute and deliver any and all agreements, certifications and instruments and to do and cause to be done any and all acts and things necessary or proper for carrying out the transaction contemplated by this Resolution, including, without limitation, the delivery of the Bonds to the Underwriters in accordance with the provisions of the Purchase Agreement.

Section 6. Effective Date. This Resolution shall be effective upon its adoption.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of October, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:


City Clerk of the City of Modesto

APPROVED AS TO FORM


ELWYN JOHNSON, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-839**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND STANISLAUS COUNTY TO PROVIDE ALL FUTURE MAINTENANCE ON THE 60-INCH OUTFALL LINE WHERE IT CROSSES COUNTY ROAD RIGHT OF WAY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Stanislaus County to provide all future maintenance on the 60-inch outfall line where it cross County road right of way

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of October, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-840

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND NANCY M. YOUNG, EXECUTIVE DIRECTOR, DOWNTOWN IMPROVEMENT DISTRICT TO PROVIDE PROFESSIONAL SERVICES AS AN INDEPENDENT CONTRACTOR

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Nancy M. Young, Executive Director, Downtown Improvement District, to provide professional services as an independent contractor

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of October, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-841**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE CORPORATION OF THE PRESIDING BISHOP OF THE CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS FOR WATER MAIN REIMBURSEMENT OF 520 FEET OF WATER MAIN IN DALE ROAD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and The Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter Day Saints for water main reimbursement of 520 feet of water main in Dale Road, north of Pelandale be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of October, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-842

A RESOLUTION STATING THE POLICY OF THE CITY OF
MODESTO TO PROVIDE ACCESS TO ALL CITY FUNCTIONS
AND FACILITIES TO PEOPLE WITH DISABILITIES

WHEREAS, individuals with handicaps or disabilities who are otherwise capable of being equal participants in our communities have found barriers in the past that prohibit such participation, and

WHEREAS, these barriers range from physical access to problems in communication and attitudinal barriers, and

WHEREAS, Section 51.55, subsection (b) of the Office of Revenue Sharing, Regulations prohibits discrimination against qualified handicapped individuals from participation in programs or activities open to the general public, regardless of the availability of permissibly separate or different programs or activities designed especially for the handicapped.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it is the policy of the City of Modesto to provide access to all City facilities, programs and meetings open to the public to people with disabilities.

BE IT FURTHER RESOLVED that it is the policy of the City of Modesto to provide any qualified handicapped individual with an aid, benefit, or service that is as effective in affording equal opportunity to obtain the same result, to gain the same benefit, or to reach the same level of achievement as that provided to others.

BE IT FURTHER RESOLVED that it is the policy of the City of Modesto to not aid or perpetuate discrimination against a qualified handicapped

individual by funding an agency, organization, or person that discriminates on the basis of handicap.

BE IT FURTHER RESOLVED that it is the policy of the City of Modesto to make reasonable accommodation to the physical or mental limitations of qualified handicapped applicants or employees including job restructuring, part-time or modified work schedules, acquisition or modification of equipment or devices (e.g. telecommunications devices and other telephone devices) the provision of readers or qualified sign language interpreters, and other similar actions.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of October, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger
NOTES: None
ABSENT: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-843

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$25,250 TO FINANCE
THE CHAMBER OF COMMERCE'S REQUESTS FOR FUNDING SUPPORT

BE IT RESOLVED by the Council of the City of Modesto that the
following appropriation transfer(s) are approved:

FROM:	Contingency Reserve (61.02 8911 01)	\$25,250
TO:	Economic Development/Membership & Dues (440.06 6302 01 and 401.00 0801 01)	\$25,250

Funding needed to support the Chamber of Commerce's request
for activities of the Chamber's Convention and Visitors Bureau
and a contribution to the Stanislaus County Economic Development
Corporation.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 9th day of
October, 1984, by Councilmember Whiteside, who
moved its adoption, which motion being duly seconded by Councilmember
Sutton, was upon roll call carried and the resolution
adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-844

A RESOLUTION VACATING AND ABANDONING PORTIONS OF BEECH STREET & MADISON STREET WEST OF 8TH STREET AT BLOCKS 437 AND 440 OF THE CITY OF MODESTO.

WHEREAS, the Council of the City of Modesto adopted Resolution No. 84-788 on September 18, 1984, declaring its intention to vacate and abandon portions of Beech Street and Madison Street west of 8th Street at Blocks 437 and 440 of the City of Modesto, and

WHEREAS, said portions of Beech Street and Madison Street west of 8th Street at Blocks 437 and 440 of the City of Modesto to be vacated and abandoned are more particularly shown on that certain map entitled, "Vacate and Abandon Portions of Beech & Madison Sts. at Blks. 437 and 440 LD84-L" dated August 17, 1984, which is on file in the office of the City Clerk, and

WHEREAS, said Resolution No. 84-788 was published in The Modesto Bee, the official newspaper of the City of Modesto, once each week for two (2) successive weeks prior to the hereinafter referred to hearing, and

WHEREAS, the Director of Planning and Community Development of the City of Modesto has caused notices of said proposed vacation and abandonment to be posted conspicuously along the lines of the properties proposed to be vacated and abandoned at least fourteen (14) days before the date of the hereinafter referred to hearing in the manner specified by law, and

WHEREAS, a hearing was held on Tuesday, October 16, 1984, at the hour of 4:00 o'clock p.m. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, at which time all persons interested in or objecting to the proposed vacation were afforded the opportunity to appear, and

WHEREAS, the Planning Commission recommended that the abandonment be made subject to the conditions contained in Planning Commission Resolution No. 84-144, and an agreement pertaining to said conditions has been executed by the property owners, and

WHEREAS, all things and acts necessary to be done as required by Division 9, Part 3, of the Streets and Highways Code of the State of California in order to vacate and abandon said properties have been done and accomplished, and

WHEREAS, the Council finds and declares that portions of Beech Street and Madison Street west of 8th Street at Blocks 437 and 440 of the City of Modesto are unnecessary for present or prospective street purposes, and that the vacation and abandonment thereof is in the public interest, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, that it hereby orders and declares the vacation and abandonment of portions of Beech Street and Madison Street west of 8th Street at Blocks 437 and 440 of the City of Modesto, as shown on the map entitled, "Vacate and Abandon Portions of Beech & Madison Sts. at Blks 437 and 440 LD84-L", on file in the office of the City Clerk, and more particularly described on Exhibit "A" which is attached hereto and made a part hereof as though set forth in full herein.

BE IT FURTHER RESOLVED that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to the vacation and abandonment of portions of Beech Street and Madison Street west of 8th Street at Blocks 437 and 440 of the City of Modesto, County of Stanislaus, State of California.

BE IT FURTHER RESOLVED that the City Clerk shall cause a certified copy of this resolution, attested under the seal of the City, to be recorded in the Office of the County Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of October, 1984, by Councilmember Patterson, who moved its adoption, which motion

being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By *[Signature]*
ENGINEERING DEPARTMENT

VACATE AND ABANDON PORTIONS OF BEECH AND MADISON STREETS
AT BLOCKS 437 AND 440

All that real property in the State of California, County of Stanislaus, City of Modesto, being a portion of the Southeast quarter of Section 29, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

PARCEL 437-2

All that portion of Madison Street adjacent to Lot 1 in Block 437, adjacent to Modesto Irrigation District Lateral 4 and lying Northerly of the Westerly prolongation of the Northern line of the alley in Block 437, as shown on the Map of the CITY OF MODESTO, according to the Official Map thereof, filed in the office of the Recorder of Stanislaus County, California, on December 21, 1942 in Volume 15 of Maps.

PARCEL 440-1

All that portion of Beech Street adjacent to Lots 1 through 14 inclusive in Block 437, and adjacent to Lot 1 in Block 440, and bounded on the West by the Southeastern line of the Modesto Irrigation District Lateral 4 and bounded on the Northeast by the Southwestern line of 72-foot Eighth Street, all as shown on the Map of the CITY OF MODESTO, according to the Official Map thereof, filed in the office of the Recorder of Stanislaus County, California on December 21, 1942 in Volume 15 of Maps.

MODESTO CITY COUNCIL
RESOLUTION NO. 84-845

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE EXTENSION OF THE FLOYD AVENUE WATERLINE

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

SECTION 1. The plans and specifications for the extension of the Floyd Avenue waterline

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on November 6, 1984, at 11:00 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of October, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Patterson, Sutton, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-846

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF WANDA MELSON AS CHAIRPERSON OF THE NEIGHBORHOOD ADVISORY COMMITTEE #3 AND AS A MEMBER OF THE CITIZENS HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE EFFECTIVE OCTOBER 16, 1984

WHEREAS, City Council Resolution No. 83-846 adopted December 27, 1983, appointed Wanda Melson to Seat #10 of the Citizens Housing and Community Development Committee which seat is designated for the Chairperson of the Neighborhood Advisory Committee #3; and

WHEREAS, Wanda Melson wishes to step down as Chairperson of the Neighborhood Advisory Committee #3 and give up her seat on the Citizens Housing and Community Development Committee, effective October 16, 1984; and

WHEREAS, Wanda Melson will continue to be a regular member of the Neighborhood Advisory Committee #3.

NOW, THEREFORE BE IT RESOLVED that the resignation of Wanda Melson as Chairperson of the Neighborhood Advisory Committee #3 and as a member of the Citizens Housing and Community Development Committee be, and hereby is accepted with regret.

BE IT FURTHER RESOLVED that the Council of the City of Modesto, on its own behalf, and on behalf of the citizens of this City, hereby expresses its sincere appreciation to Wanda Melson for her outstanding service to the community.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of October, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Muratore

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-847

A RESOLUTION REVISING THE POSITION CLASSIFICATION PLAN FOR
THE CITY OF MODESTO.

WHEREAS, a Position Classification Plan for the City of Modesto was
adopted by Modesto City Council Resolution No. 67-77 pursuant to Rule 2 of the
Personnel Rules and Regulations of the City of Modesto, and

WHEREAS, the City Manager has recommended to the Council an
amendment to the Position Classification Plan, and

WHEREAS, Rule 2.2 of the City of Modesto Personnel Rules provides
that revisions to the Classification Plan shall be effective upon adoption of
resolution of the City Council,

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

SECTION 1. CLASSIFICATIONS ABOLISHED. The position Classification
Plan of the City of Modesto is hereby amended to abolish the following
classifications:

Assistant City Attorney I/II
Engineering Computer Programmer
Senior Personnel Technician

SECTION 2. CLASSIFICATIONS CREATED. The Position Classification Plan of the City of Modesto is hereby amended to create the following new classifications:

Assistant City Attorney
Engineering Systems Manager
Personnel Analyst
Senior Deputy City Attorney I/II

The specifications for the classifications created, as shown on the attached Exhibits "A", "B", "C", and "D", which are hereby made a part of this resolution by reference, are hereby approved and made a part of the Position Classification Plan of the City of Modesto.

SECTION 3. CLASSIFICATION AMENDED. The Position Classification Plan of the City of Modesto is hereby amended to amend the specification for the classification of Personnel Technician, as shown on Exhibit "E", which is hereby made a part of this resolution by reference and is hereby approved and made a part of the Position Classification Plan of the City of Modesto.

SECTION 4. EFFECTIVE DATE. This resolution shall become effective on and after October 16, 1984.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of October, 1984, by Councilmember Lang, who moved its adoption, which motion being

duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers Bright, Lang, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

DEFINITION

Under administrative direction, has administrative and supervisory responsibility over subordinate staff and performs very complex legal work; advises and provides counsel to City departments, boards and commissions on a wide variety of legal matters; acts in the absence of the City Attorney; and performs related duties as required.

DISTINGUISHING CHARACTERISTICS

The Assistant City Attorney assists in the overall administration of the Legal Department. The Assistant City Attorney must be able to perform a variety of complex legal assignments and to assume responsibility for major litigation involving the City. This class is distinguished from Senior Deputy City Attorney II by having substantial administrative and on-going supervisory responsibility over subordinate professional staff.

EXAMPLES OF DUTIES

Supervises and trains subordinate professional staff; participates in employee selection and performance evaluation of subordinate staff; assigns legal work to subordinate staff and reviews for technical accuracy and completeness; confers and advises City departments concerning their respective duties, powers, functions and obligations; researches legal problems and prepares administrative opinions, ordinances, resolutions, contracts, leases and permits; represents the City in court cases encompassing a wide variety of complex legal issues including all phases of pretrial and trial work in municipal, State and Federal courts; represents the City in administrative hearings before City boards and commissions, and state and federal agencies; attends meetings of the City Council in the absence of the City Attorney; acts as department head in the absence of the City Attorney.

SPECIAL REQUIREMENTS

Active membership in the California State Bar Association.

Incumbents will be required to file a Statement of Economic Interests.

Possession of an appropriate operator's license issued by the California Department of Motor Vehicles within one month after appointment.

EMPLOYMENT STANDARDS

Knowledge of:

Principles of supervision and training;
Principles of civil, administrative and constitutional law;
Principles and practices of legal research and investigation, of pleading and practice, and of effective techniques in the presentation of court cases, of judicial procedures and the rules of evidence.

and

Ability to:

Assign work, train and evaluate the performance of subordinate professional staff;
Provide legal counsel to City departments, boards and commissions;
Effectively represent the City in administrative hearings and in court proceedings;
Perform legal research;
Investigate and prosecute civil complaints and complaints involving violations of the municipal code;
Present laws, facts, and arguments clearly and logically in written and oral form;
Establish and maintain cooperative working relationships with those contacted during the course of work.

and

Experience:

Five (5) years experience in the practice of civil and municipal law which has provided a comprehensive legal background as an advocate or adversary in developing and implementing regulatory administrative procedures and conducting the resulting litigation before administrative boards, state and federal courts.

Experience which has included extensive litigation and supervision over subordinate professional staff is highly desirable, and it will be considered at the time of selection.

ENGINEERING SYSTEMS MANAGER

DEFINITION

Under general direction is responsible for administratively and technically supervising all phases of work performed by the Engineering system software and hardware; reviews and approves the application of new systems to the several engineering computers; performs systems analysis and cost benefit studies; devises means of computerizing all phases of engineering work; and performs related work as required.

EXAMPLES OF DUTIES

Responsible for maintaining the integrity of system hardware and software; periodically consults with computer manufacturer and upgrades the operating system in accordance with new software releases; writes geocoded programs used in management of underground utilities, right of way, zoning, flood control and drainage, and other geographically based data of interest to all City departments; periodically maintains the system for on-line computerized control of water production and distribution system; integrates Computer Aided Design and Drafting into the Engineering Department; trains and assists Engineering Technicians in understanding and becoming proficient in doing all of their drafting via computer terminals and digitizers.

SPECIAL REQUIREMENTS

Possession of an appropriate operator's license issued by the California Department of Motor Vehicles.

Incumbents may be required to file a Statement of Economic Interests.

All those appointed shall complete a twelve (12) month probation. Satisfactory performance and recommendation of the department head is required for regular status.

EMPLOYMENT STANDARDS

Knowledge of:

- Principles and methods of systems and procedures analysis;
- Principles and techniques of program planning;
- Fortran and enhanced Basic;
- Computer plotting techniques;
- Control requirements for EDP systems;
- Operations and capabilities of electronic data processing equipment;
- City improvement standards and construction specifications;
- Civil engineering design mapping and drafting procedures;
- Terminology and practices used in describing property parcels;
- Basic engineering hydraulics used in designing cross culverts and other drainage facilities;
- Theories of intersection channelization in traffic engineering, algebra, plane geometry, and trigonometry;
- Land surveying principles, practices, and procedures;
- Industrial psychology in order to properly interface people with computers.

and

Ability to:

- Design and develop systems for processing data with digital computers;
- Develop, write and debug computer programs for engineering applications;
- Prepare manuals of data procedures and properly document prepared programs;
- Apply engineering principles and terminology to preparation of public works projects;
- Design horizontal and vertical curves in establishing alignment and profile grades of roadways;
- Compute areas of parcels of land by traverses and other methods;
- Make complex mathematical computations related to civil engineering;
- Understand, interpret and apply City standards, specifications, ordinances and codes;
- Prepare detailed computer program manuals for solving various engineering problems;
- Train and supervise engineering personnel in the use of computer systems;
- Establish and maintain cooperative relationships with those contacted during the course of work.

and

Experience:

Three (3) years of full-time experience in programming data processing applications for electronic digital computers, which includes at least one (1) year in systems analysis and design work. Some experience in engineering office, traffic, or survey party work is a desirable qualification which will be given preference at the time of selection.

PERSONNEL ANALYST

DEFINITION:

Under direction, to perform professional job classification, recruitment and examination duties; to conduct studies and surveys; to perform job audits, analyze data, and implement conclusions in examination development, classification and pay, and other personnel programs; and to perform related work as required.

EXAMPLES OF DUTIES:

Develops, administers, analyzes and evaluates various types of examinations such as structured oral interviews, supplemental application forms, written tests, and performance examinations; develops rating scales for examinations and determines pass points; plans, prepares and conducts recruitments; screens applications to ascertain meeting minimum requirements; chairs qualification appraisal boards to evaluate candidates; monitors and furthers Affirmative Action efforts in the areas of recruitment, testing, selection, promotion and training; uses job analysis to identify position or classification dimensions and characteristics; prepares class specifications and standards; gathers, tabulates and analyzes salary data and makes recommendations; establishes new classifications and recommends allocation of positions to appropriate classifications; prepares a variety of letters, memoranda, reports and special studies as assigned; advises departments and answers questions requiring interpretation and judgment concerning personnel rules, regulations and procedures; stays knowledgeable of current legislation and/or court decisions affecting public personnel management; may train, assign work to, and evaluate technical and clerical personnel staff; may participate in meet-and-confer and other employer-employee relations tasks; may assist in preparing and conducting in-service training programs.

SPECIAL REQUIREMENTS:

Possession of an appropriate operator's license issued by the California Department of Motor Vehicles within one month of appointment.

All those appointed shall complete a twelve (12) month probation period. Satisfactory performance and recommendation of the department head is required for regular status.

EMPLOYMENT STANDARDS:

Knowledges of:

Methods of job analysis and position classification;
Principles and practices of recruitment and selection, including test construction, item analysis, and pass point setting;
Principles and methods in Affirmative Action and EEOC documentation requirements;
Interviewing techniques for both individuals and groups;

Principles of organization, administration, and management;
Laws, rules and regulations affecting public personnel programs;
Technical report writing styles;
Basic statistical techniques.

and

Ability to:

Plan, initiate, and complete work assignments with a minimum of direction;
Effectively communicate with administrators, employees, employee organization representatives, and the public in group meetings and discussions;
Work and control sensitive, confidential information on assignment;
Conduct and secure information from personal interviews;
Perform job audits, classification and salary studies;
Compile and analyze information and make appropriate recommendations;
Prepare completed staff work for oral and written presentations;
Set self priorities and structure time;
Work under pressure;
Adapt with flexibility to unexpected changes in a situation;
Perform job duties in a manner assuring a safe working environment for oneself and others;
Establish and maintain effective working relationships with the general public, co-workers, supervisors, and members of diverse cultural and linguistic backgrounds, regardless of race, creed, color, religion, sex, age or handicap.

and

Experience:

Option I

Two (2) years of experience as Administrative Assistant with the City of Modesto

or

Option II

Two (2) years of full-time government personnel work as a personnel analyst, or comparable classification,. (At the time of selection, preference will be given to those who also have a minimum of a one (1) year assignment to classification and pay in a city or county personnel office.)

and

Education:

Graduation from an accredited four-year college or university.
(A Master's Degree in Personnel Administration, Public or Business Administration, or a closely related field with an emphasis on personnel and labor relations is highly desirable and may be substituted for one (1) year of the required experience.)

DEFINITION

This series specification describes two classes which have responsibilities to advise City departments, boards and commissions; to perform very complex legal work; to perform legal research, prepare opinions, memoranda, administrative rules and regulations, and other legal documents; to represent the City in a variety of litigation that involves administrative hearings, trial and appellate work; and to do related work as required.

DISTINGUISHING CHARACTERISTICS

A Senior Deputy City Attorney I or II is distinguished from a Deputy City Attorney I or II by broad discretionary and decision making responsibility, and by the very complex legal work that is performed with very little supervision. A Senior Deputy City Attorney I or II is distinguished from the Assistant City Attorney by the latter having substantial administrative and on-going supervisory responsibilities over subordinate professional staff. A Senior Deputy City Attorney I or II may be required to attend night meetings of boards, commissions, and/or the City Council. When the employee's Personal Evaluation form shows one year of satisfactory performance as a Senior Deputy City Attorney I, he/she will be promoted to Senior Deputy City Attorney II.

EXAMPLES OF DUTIES

Confers and advises City departments, boards and commissions concerning their respective duties, powers, functions and obligations; researches legal problems and prepares administrative opinions, ordinances, resolutions, contracts, leases and permits, and administrative rules and regulations; makes tentative decisions concerning advisability to prosecute, compromise, or dismiss litigation and discusses recommendations and problems with the Assistant City Attorney and/or the City Attorney; represents the City in court cases encompassing a wide variety of complex legal issues including all phases of pretrial and trial work in municipal, State and Federal courts; represents the City in administrative hearings before City boards and commissions, state and federal agencies; prepares complaints; examines and analyzes court rulings and legislation with regard to their effect on municipal government operations; acts as legal advisor to boards and commissions giving legal opinions and advice; may supervise and train subordinate professional staff; and may participate in employee selection and performance evaluations.

SPECIAL REQUIREMENTS

Active membership in the California State Bar Association.

Incumbents will be required to file a Statement of Economic Interests.

Possession of an appropriate operator's license issued by the California Department of Motor Vehicles within one month after appointment.

All those appointed shall complete a twelve (12) month probation. Satisfactory performance and recommendation of the department head is required for regular status.

EMPLOYMENT STANDARDS

Knowledge of:

Principles of civil, administrative and constitutional law;
Sections of California Civil and Government Codes directly pertinent to municipal government operations;
Principles and practices of legal research and investigation, of pleading and practice, and of effective techniques in the presentation of court cases, of judicial procedures and the rules of evidence.

and

Ability to:

Perform legal research;
Investigate and prosecute civil complaints and complaints involving violations of the Municipal Code;
Analyze and apply legal principles, precedents, and facts to legal problems;
Provide legal counsel to City employees, boards and commissions;
Effectively represent the City in court proceedings;
Present laws, facts, and arguments clearly and logically in written and oral form;
Establish and maintain cooperative relationships with those contacted during the course of work.

and

Experience:

Senior Deputy City Attorney I:

Three (3) years progressively responsible post Bar experience in the practice of civil or municipal law. The possession of substantive knowledge in the distinct area of the law that is necessary to accomplish the designated work is highly desirable, and it will be considered at the time of selection.

Senior Deputy City Attorney II:

One (1) year as Senior Deputy City Attorney I with the City of Modesto.

PERSONNEL TECHNICIAN

DEFINITION

Under general supervision, performs technical personnel work in the areas of recruitment, examination, and other related work as required.

EXAMPLES OF DUTIES

Confers with senior personnel staff, administrators, and the general public regarding personnel matters; aids in the clarification and definition of policies, procedures, and regulations with departments and other agencies; monitors and furthers Affirmative Action efforts in the areas of recruitment, testing, and selection; plans, prepares and conducts recruitment activities; reviews and approves applications for employment; orders and prepares examination materials for written, oral, performance, and other examinations; proctors, scores, and recommends pass points on exams; contacts and schedules qualified persons to serve on qualification appraisal boards in the evaluation of candidates; prepares eligible lists for approval of the Director of Personnel; prepares simple to moderately difficult surveys, reports, and correspondence; may assist in City's in-service training and employee orientation programs; may assign work, train and assist in the evaluation of subordinate employees.

SPECIAL REQUIREMENTS

License: Possession of an appropriate operator's license issued by the California Department of Motor Vehicles within one month after appointment.

Probation: All those appointed shall complete a twelve (12) month probation. Satisfactory performance and recommendation of the department head is required for regular status.

EMPLOYMENT STANDARDS

Knowledge of:

Laws, rules and regulations affecting public sector personnel programs;
Principles of recruitment and selection in a public setting;
Principles of Equal Employment Opportunity and Affirmative Action;
Correct English usage, spelling, grammar, and punctuation;
Arithmetic;
Office practices and procedures, including word processing equipment, record maintenance and document processing.

and

Ability to:

- Interpret rules, practices and policies and apply them with good judgment;
- Type at a speed of not less than 45 words per minute from clear copy;
- Compile and analyze information and make appropriate recommendations;
- Express oneself effectively in speaking and writing;
- Schedule time and work under pressure;
- Adapt with flexibility to change;
- Understand and follow oral and written instructions;
- Perform job duties in a manner assuring a safe working environment for oneself and others;
- Work with and control sensitive, confidential information on assignment;
- Assign work, supervise, and train subordinate personnel;
- Establish and maintain effective working relationships with the general public, coworkers, supervisors, and members of diverse cultural and linguistic backgrounds, regardless of race, creed, color, religion, sex, age, or handicap.

and

Experience:

Three (3) years of experience in employer/employee relations or in a personnel office.

(Substitution may be granted for work completed at a recognized vocational, business or collegiate training institution on the basis of one (1) academic year for one (1) year of the required experience. An academic year is defined as 30 semester or 45 quarter units.)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-848

A RESOLUTION AMENDING EXHIBIT "H" OF RESOLUTION NO. 84-438 ENTITLED "A RESOLUTION ESTABLISHING SALARY SCHEDULES AND FIXING COMPENSATION FOR POSITIONS IN THE CITY SERVICE."

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

SECTION 1. AMENDMENT TO RESOLUTION NO. 84-438. Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1984-85", attached to Resolution No. 84-438, is hereby amended as shown on the amended Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1984-85", which is attached hereto and made a part hereof as though set forth in full herein. Said amended Exhibit "H" adds the classifications of Assistant City Attorney, Range 437.0; Engineering Systems Manager, Range 428.0; Personnel Analyst, Range 426.0; Senior Deputy City Attorney I, Range 432.0; and Senior Deputy City Attorney II, Range 435.0; deletes the classifications of Assistant City Attorney I, Range 432.0; Assistant City Attorney II, Range 435.0; Engineering Computer Programmer, Range 127.0; and Senior Personnel Technician, Range 432.5; and amends the classifications of Personnel Technician from Range 421.5 to Range 419.5; Word Processing Technician from Range 115.0 to Range 415.1; and Word Processing Trainee from Range 114.0 to Range 414.1.

SECTION 2. EFFECTIVE DATE. This resolution shall become effective on and after October 16, 1984.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of October, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: Muratore

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

CITY OF MODESTO
ALPHABETICAL LISTING OF CLASSIFICATIONS IN CITY SERVICE
1984-85

(Effective 6-26-84, Amended 8-7-84, 10-16-84)

<u>Range No.</u>	<u>Title of Classification</u>	<u>Range No.</u>	<u>Title of Classification</u>
115.0	Account Clerk	429.0	Chief Electrician
122.0	Accountant I	N/A	Chief of Police
426.0	Accountant II	426.5	Chief of Survey Party
119.5	Accounting Technician	N/A	City Attorney
123.0	Accounts Examiner	N/A	City Clerk and Auditor
426.0	Administrative Analyst	N/A	City Manager
422.0	Administrative Assistant	117.5	Civil Engineering Technician I
429.0	Airport Manager	120.5	Civil Engineering Technician II
424.5	Airport Maintenance Supervisor	123.5	Civil Engineering Technician III
116.5	Animal Control Officer I	126.5	Civil Engineering Technician IV
118.5	Animal Control Officer II	114.0	Clerk Typist
426.5	Arborist	414.1	Clerk Typist (Confidential)
633.0	Assistant Chief of Police	124.0	Coach Mechanic
437.0	Assistant City Attorney	419.5	Claims Representative
421.5	Assistant City Clerk	119.5	Code Enforcement Specialist
429.0	Assistant Civil Engineer	424.0	Collections Supervisor
433.0	Assistant Director of Parks & Recreation	120.5	Community Service Officer
122.5	Assistant Electrician	116.5	Computer Operator
426.0	Assistant Planner	125.0	Construction Inspector
428.0	Assistant Property Agent	427.0	Cost Analyst
124.0	Assistant Public Services Officer	123.0	Crime Analyst
427.0	Assistant Risk Manager		
426.0	Assistant Shop Supervisor	114.5	Data Entry Operator
433.0	Assistant to the City Manager	429.0	Data Processing Manager
432.0	Associate Civil Engineer	427.0	Deputy City Attorney I
429.0	Associate Planner	429.0	Deputy City Attorney II
		N/A	Deputy City Manager
419.5	Benefits Technician	312.0	Detective
426.0	Budget Accountant	N/A	Director of Engineering Services
122.0	Building Inspector I	N/A	Director of Finance
125.0	Building Inspector II	N/A	Director of Management Services
426.5	Building Maintenance Supervisor	N/A	Director of Parking and Traffic
120.5	Building Maintenance Worker	N/A	Director of Parks and Recreation
		N/A	Director of Planning and Community Development
434.0	Chief Building Official	N/A	Director of Utility Services
		117.5	Drafting Technician

<u>Range No.</u>	<u>Title of Classification</u>	<u>Range No.</u>	<u>Title of Classification</u>
N/A	Economic Development Manager	426.0	Landscape Designer
426.5	Electrical Supervisor	126.0	Lead Coach Mechanic
118.5	Electrical Technician I	124.0	Lead Equipment Mechanic
120.5	Electrical Technician II	418.1	Legal Secretary
124.5	Electrician	423.5	Legal Services Supervisor
428.0	Engineering Systems Manager	420.5	Legal Services Technician
122.5	Equipment Crew Leader	120.5	Maintenance Mechanic
122.0	Equipment Mechanic	120.5	Maintenance Mechanic - Pumps
120.5	Equipment Operator	113.5	Maintenance Worker Trainee
119.0	Equipment Service Worker	116.5	Maintenance Worker I
118.5	Evidence and Property Specialist	118.5	Maintenance Worker II
420.1	Executive Secretary	120.5	Meter Reader/ Repair Worker
424.0	Executive Assistant	112.5	Microfilm & Graphics Technician
430.0	Finance Division Manager	120.5	Motor Sweeper Operator
529.0	Fire Battalion Chief	424.0	Museum Supervisor
N/A	Fire Chief	122.5	Nursery Propagator
211.0	Fire Engineer	109.5	Office Aide
123.0	Fire Equipment Mechanic	112.0	Office Clerk
210.0	Fire Fighter	122.5	Office Services Supervisor
208.0	Fire Fighter Trainee	122.5	Parking and Traffic Crew Leader
213.0	Fire Lieutenant	429.0	Parking and Traffic Superintendent
123.5	Fire Prevention Technician	120.5	Parking Meter Worker
426.0	Historical Buildings Supervisor	120.5	Parks Crew Leader
120.5	Housing Conservationist	720.5	Parks Crew Leader (Y Rate)
122.0	Housing Financial Specialist	424.5	Parks Maintenance Supervisor I
432.0	Housing Program Officer	426.5	Parks Maintenance Supervisor II
122.0	Housing Rehabilitation Specialist I	429.0	Parks Superintendent
125.0	Housing Rehabilitation Specialist II	421.5	Payroll Technician
122.0	Industrial Waste Inspector I	426.0	Personnel Analyst
125.0	Industrial Waste Inspector II	432.0	Personnel Manager
116.5	Janitor	419.5	Personnel Technician
122.5	Janitor Supervisor	126.5	Plan Review Engineer
126.0	Junior Civil Engineer	426.5	Plan Review Engineer (MGT Benefits)
122.5	Laboratory Technician	117.5	Planning Technician I
113.5	Laborer (Unclassified)	120.5	Planning Technician II
		123.5	Planning Technician III

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-849**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
STANISLAUS COUNTY TO PROVIDE BUS AND DIAL-A-RIDE SERVICES**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Stanislaus County
to provide bus and Dial-A-Ride services

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 16th day of
October, 1984, by Councilmember Lang
who moved its adoption, which motion being duly seconded by Council-
member Whiteside, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Muratore

ATTEST: *Norrine Coyle*
NORRINE COYLE, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 84-850

A RESOLUTION APPOINTING MEMBERS OF THE NEIGHBORHOOD ADVISORY COMMITTEE NO. 3

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions;

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

SECTION 1. The following persons^{are} hereby appointed to the Neighborhood Advisory Committee No. 3 for the respective terms as indicated:

SEE SCHEDULE "A"

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed members of the Neighborhood Advisory Committee No. 3 and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of October, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: Muratore

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

SCHEDULE "A"

<u>Seat</u>	<u>Name</u>	<u>Term</u>	<u>Duration of New Term</u>
1	Sally Todaro (Chairperson)	2	10/16/84 - 10/15/88
2	Leopold Prescott	2	10/16/84 - 10/15/88
3	Wanda Melson	2	10/16/84 - 10/15/88
4	William Covey	1	10/16/84 - 10/15/88
5	Kathryn Salomon (Secretary)	2	10/16/84 - 10/15/88
6	Juanita Jackson	1	10/16/84 - 10/15/88
7	Doug Oliver	2	10/16/84 - 10/15/88

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-851**

A RESOLUTION APPOINTING SALLY TODERO TO SEAT 10 ON THE CITIZENS HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE AND AS CHAIRPERSON OF THE NEIGHBORHOOD ADVISORY COMMITTEE NO. 3

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions;

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

SECTION 1. The following person is hereby appointed to Seat 10 on the Citizens Housing and Community Development Committee and as Chairperson of the Neighborhood Advisory Committee No. 3 for the respective term as indicated:

Term to expire June 30,1987 - Citizens Housing and Community Development
Term to expire October 15,1988-Neighborhood Advisory Committee No. 3

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to Sally Todero as the newly appointed person, and to the Secretary of the Citizens Housing and Community Development Committee.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of October, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Muratore

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-852

A RESOLUTION APPOINTING MEMBERS OF THE FARM-CITY ADVISORY COMMITTEE (HOMER BOWEN, CAROL GARLITZ, RICHARD MICHEL AND REAPPOINTING SUSAN MONTGOMERY AND MIKE BURNS)

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions;

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

SECTION 1. The following persons ^{are} / hereby appointed or reappointed to the Farm-City Advisory Committee for the respective term as indicated:

New: Homer Bowen, Carol Garlitz, Richard Michel - terms to expire 5/1/88.

Reappointed: Susan Montgomery and Mike Burns - terms to expire 5/1/88.

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed/^{or reappointed} members of the Farm-City Advisory Committee and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of October, 19 84, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-853

A RESOLUTION GRANTING THE APPEAL FILED BY FOURTH LEAF DEVELOPERS TO THE DECISION OF THE PLANNING COMMISSION DENYING AN AMENDMENT TO SECTION 21-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO TO REZONE FROM LOW DENSITY RESIDENTIAL ZONE, R-1, TO PLANNED DEVELOPMENT ZONE; OVERRULING THE DECISION OF THE PLANNING COMMISSION; AND APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(363). (FOURTH LEAF DEVELOPERS)

WHEREAS, a verified application to amend Section 21-3-9 of the Zoning Map was filed by Fourth Leaf Developers on August 27, 1984, to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, to allow a one-story, 49-unit elderly housing development, property located at the southwest corner of East Orangeburg and Nelson Avenues described as follows:

R-1 to P-D

All that certain real property situate in a portion of the northwest quarter of Section 21, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lots 1, 2 and 3 as shown on the subdivision map of Lots 21 and 22 of the Mensinger Colony, according to the official map thereof, filed in the Office of the Recorder of Stanislaus County, California, on April 15, 1927, in Volume 11 of Maps, Page 2.

Excepting therefrom the South 90.00 feet of above mentioned Lot 3.

and

WHEREAS, said application was set for public hearing before the Planning Commission on October 1, 1984, in the City Council Chambers, City

Hall, 801 11th Street, Modesto, California, at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, thereafter the Planning Commission adopted Resolution No. 84-155 denying an amendment to Section 21-3-9 of the Zoning Map to rezone from Low Density Residential Zone, R-1, to Planned Development Zone, the above described property, as requested by the applicant, and

WHEREAS, an appeal was filed by Fourth Leaf Developers with the City Council by a letter dated October 8, 1984, to the decision of the Planning Commission denying an amendment to Section 21-3-9 of the Zoning Map to rezone from Low Density Residential Zone, R-1, to Planned Development Zone, to allow a one-story, 49-unit elderly housing development, property located at the southwest corner of East Orangeburg Avenue and Nelson Avenue, described above, and

WHEREAS, said appeal was set for public hearing before the City Council at its regular meeting place located in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, at 7:30 p.m., on October 23, 1984, at which time evidence both oral and documentary was taken and introduced, and

WHEREAS, after said public hearing, the Council of the City of Modesto found and determined that the requested amendment by Fourth Leaf Developers to amend Section 21-3-9 of the Zoning Map to rezone the above described property from Low Density Residential Zone, R-1, to Planned Development Zone, should be granted for the reasons set forth below:

1. The site is an appropriate location for senior citizens' housing, being on a major street with bus service.
2. The P-D zone and conditions of approval insure a degree of compatibility consonant with the surrounding properties.

and

WHEREAS, at its meeting held on October 23, 1984, the Council introduced Ordinance No. 2299-C.S. reclassifying the above-described property from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(363),

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

SECTION 1. APPEAL GRANTED. The appeal filed by Fourth Leaf Developers to the decision of the Planning Commission denying an amendment to Section 21-3-9 of the Zoning Map to rezone from Low Density Residential Zone, R-1, to Planned Development Zone, is granted for the reasons set forth above, and the decision of the Planning Commission denying said rezoning is hereby overruled.

SECTION 2. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(363), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan (and floor plans) titled "Fourth Leaf Developers" as amended in red, stamped approved by the City Council on October 23, 1984.
2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation in accordance with Section 10-2.1515 of the Modesto Municipal Code.
3. Fencing shall be constructed prior to occupancy and shall be as follows:

- a. Six (6') foot board fence with decorative masonry pilasters along the west and south property lines.
4. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.
5. The developer shall improve East Orangeburg Avenue to collector street standards and the Nelson Avenue frontage to residential street standards in accordance as required by the Director of Engineering Services prior to occupancy or upon demand by the City, whichever occurs first.
6. Prior to issuance of a building permit, street improvement plans shall be approved by the Director of Engineering Services.
7. Prior to issuance of a building permit the developer shall dedicate public utility easements as required by the utility companies and the Director of Engineering Services.
8. Drainage shall be provided as required by the Director of Engineering Services.
9. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.
10. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of the same building materials used in the major buildings as determined by the Director of Planning and Community Development.
11. All utilities shall be underground and cable television service shall be stubbed into all units.
12. All signs shall comply with the sign requirements of the R-3 Zone.
13. Prior to issuance of a building permit, the developer shall pay the City of Modesto the cost of planting street trees, the number as determined by the Director of Engineering Services.
14. The developer shall dedicate to the City of Modesto a street tree planting easement along the East Orangeburg and Nelson Avenue frontages as required by the Director of Parks and Recreation.
15. The developer shall remove all existing private trees located in the public right-of-way and street tree easements as required by the Director of Parks and Recreation.

16. This development shall be designed specifically for occupancy by the elderly, and to the extent permitted by law, occupancy shall be limited to persons 62 years of age and older, their spouses, and persons who are physically handicapped.
17. The Nelson Avenue curbcut shall be widened to thirty-two (32') feet in width.
18. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.

SECTION 3. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(363):

Construction to begin on or before October 23, 1986, and completion to be by October 23, 1987.

SECTION 4. CHANGES IN DEVELOPMENT PLAN. Any changes in the above mentioned development plan shall be made in accordance with the provisions of Section 10-2.2708 of the Modesto Municipal Code.

SECTION 5. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 27 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 6. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned Development Zone, P-D(363), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of October, 1984, by

Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Evelyn L. Johnson*
EVELYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By *William Whiteside*
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 84-854

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION 21-3-9 OF THE ZONING MAP TO REZONE FROM R-1 TO P-D(363) PROPERTY LOCATED AT THE SOUTHWEST CORNER OF EAST ORANGEBURG AND NELSON AVENUES. (FOURTH LEAF DEVELOPERS)

WHEREAS, on October 23, 1984, the City Council introduced Ordinance No. 2299-C.S. giving approval to a project relating to an amendment to Section 21-3-9 of the Zoning Map to rezone from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(363), property located at the southwest corner of East Orangeburg and Nelson Avenues, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of determination in regard to the environmental impact of the subject project relating to an amendment to Section 21-3-9 of the Zoning Map to rezone from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(363), property located at the southwest corner of East Orangeburg and Nelson Avenues.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of October, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-855

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED-DEVELOPMENT ZONE, P-D(362).

WHEREAS, a verified application for an amendment to Section 15-3-9 of the Zoning Map was filed by James E. Price on August 27, 1984, to reclassify from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D, the following described property:

All that certain real property situate in a portion of the Northeast quarter of Section 15, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, City of Modesto, County of Stanislaus, State of California, described as follows:

Beginning at the Southwest corner of Parcel 4 as shown on that certain map filed in Volume 34 of Parcel Maps, at Page 80, Stanislaus County Records; thence North 89°22'53" West, 230.60 feet; thence North 0°01'03" East, 421.00 feet; thence South 89°23'50" East, 230.60 feet to a point on the West line of said Parcel 4; thence South 0°01'03" west, along said West line of Parcel 4, 421.06 feet to the beginning.

Containing: 2.23 Acres of land.

WHEREAS, after public hearing held on October 1, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission, by its Resolution No. 84-158, that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The proposed development is within the R-1 Zone density provisions of the General Plan.
2. The proposed P-D Zone development plan will insure compatibility with adjacent land uses.

WHEREAS, after a public hearing held on October 23, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of James E. Price for a Planned-Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 84-158 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2300 -C.S. on the 23rd day of October, 1984, reclassifying the above-described property from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D(362).

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

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned-Development Zone, P-D(362), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Gainsboro Place - Modesto, CA" as amended in red, stamped approved by the Planning Commission on October 1, 1984.
2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation in accordance with Section 10-2.1515 of the Modesto Municipal Code.
3. Fencing shall be constructed prior to occupancy and shall be as follows:
 - a. Seven foot solid wall or fence around patios and project boundaries.
4. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

5. The developer shall dedicate and improve Gainsboro Place to 50-foot residential street standards in connection with subdivision development.
6. Irrigation lines shall be removed or relocated as required by the Modesto Irrigation District and the Director of Engineering Services. Easements for irrigation lines to remain shall be dedicated.
7. All utilities shall be underground and cable television service shall be stubbed into all units.
8. All signs shall comply with the sign requirements of the R-1 Zone.
9. Prior to the issuance of a building permit for any structure, a subdivision map shall be recorded.
10. The applicant shall record a "Notice of Conditions" in the Stanislaus County Recorder's Office on a form available in the Planning and Community Development Department.
11. Garages shall be set back from the street sufficiently to allow a minimum driveway length of 20 feet between the street property line and garage doors.
12. Covenants, conditions, and restrictions pertaining to the development shall be approved by the City Attorney and recorded to provide, among other things, for the use of sideyards by adjacent property owners. Said covenants, conditions, and restrictions shall be recorded concurrently with the final map.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D(362):

That the entire construction program be accomplished in one phase, construction to begin on or before October 1, 1986, and completion to be not later than October 1, 1987.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.2708 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 27 of Title X of the Modesto Municipal Code relating to Planned-Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned-Development Zone, P-D(362) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of October, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

- AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
- NOES: Councilmembers: None
- ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By William Smith
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 84-856

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION 15-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (JAMES E. PRICE)

WHEREAS, on October 23, 1984, the City Council introduced Ordinance No. 2300 -C.S. giving approval to a project relating to an amendment to Section Map 15-3-9 of the Zoning Map of the City of Modesto to reclassify certain property from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D(362), and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

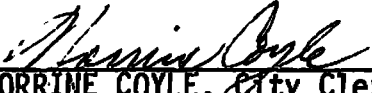
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 15-3-9 of the Zoning Map of the City of Modesto to reclassify certain property from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D (362).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of October, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-857

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE INSTALLATION OF SECURITY LIGHTING IN SONOMA
PARK AND SYLVAN PARK

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

SECTION 1. The plans and specifications for the installation of security lighting in Sonoma Park and Sylvan Park copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on November 13, 1984, at 11:00 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of October, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-858

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE CONSTRUCTION OF UNITS 2 AND 3 OF THE WATER
QUALITY CONTROL PLANT EXPANSION PROJECT

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

SECTION 1. The plans and specifications for the construction of units 2 and 3 of the Water Quality Control Plant Expansion Project copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on December 13, 1984, at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of October, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-859

A RESOLUTION ACCEPTING THE BID OF DOW HAMMOND FOR FURNISHING ONE GARDEN REFUSE PACKER TRUCK

WHEREAS, Resolution No. 84-587, adopted by the Council of the City of Modesto on August 21, 1984, approved the plans and specifications for the purchase of one garden refuse packer truck and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of one garden refuse packer truck were opened at 3:00 p.m. on September 25, 1984, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Dow Hammond in the amount of \$84,685.52 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Dow Hammond in the amount of \$84,685.52 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of October, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-860

A RESOLUTION ACCEPTING THE BID OF WANG LABORATORIES FOR FURNISHING WANG WORD PROCESSING EQUIPMENT

WHEREAS, Resolution No.84-586, adopted by the Council of the City of Modesto on August 21, 1984 , approved the plans and specifications for the purchase of Wang word processing equipment

and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of Wang word processing equipment

were opened at 3:15 p.m. on September 25, 1984 , and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Wang Laboratories in the amount of \$115,128

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Wang Laboratories in the amount of \$115,128 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

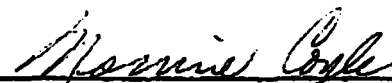
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of October , 1984 , by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Lang , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:



NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-861

A RESOLUTION ACCEPTING THE BID OF MODESTO DATSUN, INC. FOR FURNISHING THREE LIGHT UTILITY TRUCKS

WHEREAS, Resolution No.84-603, adopted by the Council of the City of Modesto on August 28, 1984 , approved the plans and specifications for the purchase of three light utility trucks and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of three light utility trucks were opened at 3:30 p.m. on September 25, 1984, and later tabulated by the Director of Finance for the consideration of the Council; and

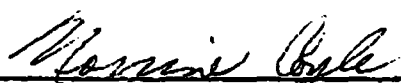
WHEREAS, the Director of Finance has recommended that the bid of Modesto Datsun, Inc. in the amount of \$26,743.80 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Modesto Datsun, Inc. in the amount of \$26,743.80 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of October , 1984 , by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST:


NORRINE COYLE, City Clerk

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO
AUTHORIZING ISSUANCE AND SALE OF NOT TO EXCEED \$11,800,000
PRINCIPAL AMOUNT OF WASTEWATER TREATMENT FACILITY REVENUE
BONDS, SERIES 1984, AUTHORIZING EXECUTION AND DELIVERY OF
INDENTURE OF TRUST RELATING THERETO, APPROVING OFFICIAL
STATEMENT AND AUTHORIZING OFFICIAL ACTION

WHEREAS, the City of Modesto (the "City") is presently proceeding to acquire and construct improvements to the existing wastewater treatment enterprise of the City; and

WHEREAS, the City Council has adopted its Ordinance No. 2290 - C.S. on October 2, 1984, adding the City of Modesto Wastewater Treatment Facilities Revenue Bond Law (the "Law") to the Modesto Municipal Code; and

WHEREAS, the City proposes at this time to finance said improvements by issuing its City of Modesto, California, Wastewater Treatment Facility Revenue Bonds, Series 1984, in the aggregate principal amount of not to exceed \$11,800,000 (the "Bonds") under and pursuant to the Law and that certain Indenture of Trust, dated as of November 1, 1984, by and between the City and Security Pacific National Bank as trustee (the "Indenture"); and

WHEREAS, Merrill Lynch, Pierce, Fenner & Smith Incorporated, as prospective underwriter of the Bonds (the "Underwriter") intends to submit an offer to the City to purchase the Bonds pursuant to that certain Purchase Agreement on file with the City Clerk (the "Bond Purchase Agreement"); and

WHEREAS, the Underwriter has caused to be prepared an Official Statement describing the Bonds (the "Official Statement"), the preliminary form of which is on file with the City Clerk; and

WHEREAS, it is appropriate at this time for the City Council to authorize the issuance and sale of the Bonds and approve matters relating thereto;

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

Section 1. Issuance of Bonds. The City Council hereby authorizes the issuance of the Bonds under and pursuant to the Law and the Indenture. The City Council hereby approves the Indenture in substantially the form on file with the City Clerk together with any additions thereto or changes therein deemed necessary or advisable by the Director of Finance. The City Manager is hereby authorized and directed to execute, and the City Clerk is hereby authorized and directed to attest and affix the seal of the City to, the Indenture for and in the name and on behalf of the City. The Indenture shall be delivered upon the delivery of the Bonds to the Underwriter and the payment of the proceeds thereof to the City.

Section. Official Statement. The City Council hereby approves the preliminary form of the Official Statement on file with the City Clerk, together with any additions thereto or changes therein deemed necessary or advisable by the Director of Finance. The Mayor is hereby authorized and directed to execute the final form of the Official Statement for and in the name and on behalf of the City. The Underwriter is hereby authorized to distribute the Official Statement to prospective purchasers of the Bonds in connection with the marketing thereof.

Section 3. Sale of Bonds. The Bonds are hereby authorized to be sold to the Underwriter pursuant to the Bond Purchase Agreement. The City Manager is hereby delegated the authority to accept an offer presented by the Underwriter which is acceptable to the City Manager, provided that the rate of interest to be borne by the Bonds shall not exceed twelve percent (12%) per annum, and the purchase price to be paid by the Underwriter shall not be less than ninety-six percent (96%) of the par amount thereof. The City Manager is hereby authorized and directed to execute the Bond Purchase Agreement for and in the name and on behalf of the City.

Section 4. Official Actions. All actions heretofore taken by the City Manager, the Director of Finance, the City Attorney and the City Clerk relating to the issuance and sale of the Bonds are hereby approved. Such officers and any and all other officers of the City are hereby authorized and directed, for and in the name and on behalf of the City, to do any and all things and take any and all actions, including but not limited to execution and delivery of any and all assignments, certificates, requisitions, agreements, notices, consents, instruments of conveyance, warrants and other documents, which they or any of them might deem necessary or advisable in order to consummate any of the transactions contemplated by this resolution, the Official Statement or the Indenture.

Section 5. Effective Date. This resolution shall be effective upon its adoption.

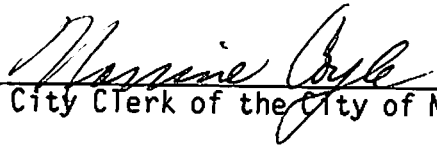
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 23rd day of October, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

absent: Councilmembers: None

ATTEST:



City Clerk of the City of Modesto

APPROVED AS TO FORM:



ELWYN JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-863

A RESOLUTION AMENDING THE ANNUAL BUDGET OF THE CITY OF MODESTO FOR FISCAL YEAR 1984-85 TO CARRY OUT THE PROVISIONS OF THE INDENTURE OF TRUST FOR THE CITY OF MODESTO'S WASTE-WATER TREATMENT FACILITY REVENUE BONDS, SERIES 1984.

WHEREAS, the Council of the City of Modesto has authorized the sale of Wastewater Treatment Facility Revenue Bonds, Series 1984, and approved an Indenture of Trust for said bonds, and

WHEREAS, the Indenture of Trust creates two Capital Project Funds to account for the proceeds of the Wastewater Treatment Facility Revenue Bonds, and

WHEREAS, it is necessary to amend the Annual Budget of the City of Modesto for fiscal year 1984-85 to implement the provisions of said Indenture.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the two Capital Project Funds created by the Indenture of Trust for the City of Modesto's Wastewater Treatment Facility Revenue Bonds, Series 1984, are hereby designated as:

Fund No. 67, Sewer Grant Expansion Project Fund
Fund No. 68, Industrial Capacity Expansion Project Fund

BE IT FURTHER RESOLVED that the Annual Budget of the City of Modesto for fiscal year 1984-85 be amended as follows:

- A. Fund No. 67, Sewer Grant Expansion Project Fund
1. The amount of \$41,429,671 be estimated as revenue in account no. 271.00-67, Federal Grant.
 2. The amount of \$6,904,945 be estimated as revenue in account no. 270.00-67, State Grant.

3. The amount of \$7,904,945 be estimated as revenue in account no. 555.00-67, Proceeds of Bonds and Reinvestment Earnings.
4. The amount of \$8,335,223 be appropriated in account no. 6760.00-67, Unit 1.
5. The amount of \$34,961,279 be appropriated in account no. 6761.00-67, Units 2 and 3.
6. The amount of \$1,852,835 be appropriated in account no. 6762.00-67, Unit 4.
7. The amount of \$1,790,224 be appropriated in account no. 6763.00-67, Engineering (Step 2).
8. The amount of \$9,300,000 be appropriated in account no. 6764, Land Acquisition - Unit 2 and 3.

B. Fund No. 68, Industrial Capacity Expansion Project Fund

1. The amount of \$2,220,000 be estimated as revenue in account no. 555.00-68, Proceeds of Bonds and Reinvestment Earnings.
2. The amount of \$1,120,000 be appropriated in account no. 6765.00-68, Construction.
3. The amount of \$1,100,000 be appropriated in account no. 6766.00-68, Land Acquisition.

BE IT FURTHER RESOLVED that the Director of Finance is hereby authorized to implement the provisions of this resolution and to carry out the provisions of the above referred to Indenture of Trust.

BE IT FURTHER RESOLVED that this resolution shall be effective on and after November 2, 1984.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of October, 1984, by Councilmember Muratore, who moved its adoption, which motion

being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *E. L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84- 864

A RESOLUTION AUTHORIZING THE PARTICIPATION OF THE CITY OF MODESTO WITH STANISLAUS COUNTY IN PLACING AN OVERLAY OF ASPHALT CONCRETE ON CARPENTER ROAD BETWEEN PARADISE AVENUE AND KANSAS AVENUE.

WHEREAS, Carpenter Road between Paradise Avenue and Kansas Avenue lies partially within the City of Modesto and partially within Stanislaus County, and

WHEREAS, said portion of Carpenter Road is in need of an asphalt concrete overlay, and

WHEREAS, Stanislaus County, as the lead agency, has proposed to amend their current 1984 Overlay Program and have an asphalt concrete overlay placed on said portion of Carpenter Road by a change order to an existing contract with the Flintkote Company, and

WHEREAS, the total cost of said overlay work will be \$102,923.44, with the City of Modesto's share being \$58,211.76, and

WHEREAS, funds for said work are available in the City's 1984-85 Final Budget, and

WHEREAS, this Council is willing to authorize Stanislaus County to have said work done.

NOW THEREFORE BE IT RESOLVED, by the Council of the City of Modesto that it does hereby authorize the City of Modesto's participation with Stanislaus County in the overlay of Carpenter Road from Paradise Avenue to Kansas Avenue with asphalt concrete at a cost of \$58,211.76 to the City of Modesto.

BE IT FURTHER RESOLVED that the Director of Engineering Services is hereby authorized to take appropriate steps to have the above described work accomplished and to reimburse Stanislaus County for the completed work.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of October, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-865**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
HERTZ CORPORATION FOR PROVIDING RENTAL CAR SERVICES AT THE AIRPORT**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Hertz Corporation
for providing rental car services at the Airport

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 23rd day of
October, 1984, by Councilmember Whiteside,
who moved its adoption, which motion being duly seconded by Council-
member Lang, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:

Horrine Coyle
HORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-866**

A RESOLUTION SETTING TIME AND PLACE FOR HEARING OF NECESSITY TO ACQUIRE 2,816+ ACRES OF LAND FROM HAILWOOD, INC. NEEDED FOR THE WASTEWATER TREATMENT PLANT EXPANSION - IRRIGATION PROJECT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that November 20, 1984, at 4:00 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of a hearing of necessity to acquire 2,816+ acres of land from Hailwood, Inc. needed for the Wastewater Treatment Plant expansion - irrigation project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of October, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-867

A RESOLUTION AMENDING THE ANNUAL BUDGET OF THE CITY OF MODESTO FOR FISCAL YEAR 1984-85 TO PROVIDE FINANCING FOR AN AIRPORT MARKETING PROGRAM AND TERMINAL IMPROVEMENTS IN THE AMOUNT OF \$50,000.

WHEREAS, the Council of the City of Modesto has approved an Airport Marketing Program and Terminal Improvements, and

WHEREAS, it is necessary to amend the Annual Budget of the City of Modesto for fiscal year 1984-85 to provide financing for the Airport Marketing Program and Terminal Improvements,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the following amendments be made to the Annual Budget of the City of Modesto for fiscal year 1984-85:

A. Fund No. 20 - Revenue Sharing

1. The amount of \$197,983.80 now appropriated in account no. 61-04-8911-20, Contingency Reserve for pending projects, be reduced \$50,000 to \$147,983.80.
2. The amount of \$47,550 now appropriated in account no. 70-64-8912-20, Transfer to Special Aviation Fund, be increased \$50,000 to \$97,550.

B. Fund No. 64 - Special Aviation

1. The amount of \$47,550 now estimated as revenue in account 941.20, Transfer In - Revenue Sharing Fund, be increased \$50,000 to \$97,550.
2. The amount of \$0 now appropriated in account no. 6955.00-7101-64, Airport Marketing Program/Terminal Improvements, be increased to \$50,000.

BE IT FURTHER RESOLVED that the Director of Finance is hereby authorized to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of October, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-868

A RESOLUTION AUTHORIZING A REQUEST FOR PROPOSALS FOR AN ADVERTISING/PROMOTION CAMPAIGN TO PROMOTE THE USE OF THE MODESTO CITY-COUNTY AIRPORT.

WHEREAS, the City of Modesto is desirous of having an advertising/promotion campaign conducted to promote the use of the Modesto City-County Airport and its commuter air service, and

WHEREAS, the City is desirous of seeking proposals from qualified firms to conduct the advertising/promotion campaign,

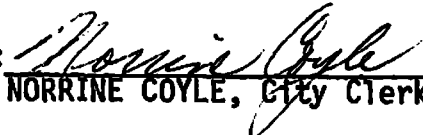
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the request for proposals attached hereto as Exhibit A and authorizes the City staff to seek proposals in accordance with said Exhibit A.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of October, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney
102284

CA1140

D R A F T

REQUEST FOR PROPOSALS

The City of Modesto is seeking proposals from qualified firms to conduct an advertising/promotion campaign to promote the use of the Modesto Airport and its commuter air service for the period of January 1, 1985 through December 31, 1985.

The purpose of the campaign is to increase the community's awareness of, and attract new ridership to, the City's commuter air services through a combination of radio, television, and various types of display advertising.

The Request for Proposals format is provided below. Additional copies may be obtained from:

City of Modesto
Utility Services - Airport
P.O. Box 642
801 11th Street
Modesto, Ca. 95353

Phone: (209) 577-5318

Proposals will be accepted until November 30, 1984 at 3:15 p.m. The City of Modesto reserves the right to reject any and all proposals.

THE DESIRED PRODUCT

A year-long advertising/promotion campaign for the use of the Modesto City-County Airport and the commuter air service offered to the essential air service hubs of San Francisco and Los Angeles and attract new ridership within the market area.

THE METHOD

The campaign is to be conducted through a combination of radio, television, and display advertising (newspaper, magazine, billboard, etc.).

THE PROPOSAL

The proposal must contain the following:

1. Statement of your firm's related capabilities.
2. Resumes of proposed project personnel.
3. Identification of the proposed project manager.
4. List of relevant examples of your firm's consulting activities.
5. Identify the dollar amount of the project and any subcontractors you intend to use.
6. The program of proposed advertising.
7. The timing of the proposed advertising
8. A description of major campaign thrusts or themes.
9. The timing of the major campaign thrusts or themes.
10. A description of the market(s) targeted for the campaign.
11. The proposed advertising budget including fees and commissions (the fees and commissions shall be shown separately.).
12. The estimated amount to be spent on each proposed media segment (i.e., radio, television, newspaper, billboard, etc.).

CRITERIA

Proposals will be evaluated on:

- # The completeness of the proposal
- # The firm's capability to do the project
- # How well the proposed advertising program describes the segments and themes that consummate the campaign.
- # The campaign itself

Five copies of the proposal, with a letter of transmittal identifying the firm and project director, must be received at the address stated below by 3:15 p.m. on November 30, 1984:

City Clerk
City of Modesto
P.O. Box 642
801 11th Street
Modesto, Ca. 95353

Firms submitting proposals determined to be complete will be invited to make an oral presentation before an interview committee. The interview committee will then select the top firm and negotiate an agreement for City Council approval.

MODESTO CITY COUNCIL
RESOLUTION NO. 84-869

A RESOLUTION ADOPTING A POLICY FOR PLACEMENT OF PORTABLE HANGARS AT THE MODESTO CITY-COUNTY AIRPORT

WHEREAS, it has been deemed desirable to develop a policy for placement of privately-owned hangars at the Modesto City-County Airport.

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Modesto does hereby adopt the policy entitled "Policy Statement for Portable Aircraft Storage Hangars", a copy of which is attached hereto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of October, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

POLICY STATEMENT

PORTABLE AIRCRAFT STORAGE HANGARS

It shall be the policy of the City of Modesto to authorize the placement of privately-owned portable aircraft storage hangars on the Modesto City-County Airport to meet the existing and future demand when such need is recognized.

It shall further be the policy of the City of Modesto to place a limit on the number of privately-owned portable hangars at any point in time that the City feels necessary to maintain the viability of City-owned hangars.

The following provisions will be incorporated into each agreement:

1. The portable aircraft storage hangar shall be occupied by an aircraft registered to the lessee as reflected on the signed agreement. Registration of aircraft will be determined by Federal Aviation Administration records. Lessee shall have sixty (60) days to erect or provide proof of intent to proceed from date of notification and assignment of space.
2. The Portable Aircraft Storage Agreement is personal to the lessee and shall not be sublet, in whole or in part, or assigned except by approval of the Airport Manager.
3. Lessee shall notify the Airport Manager, in writing, within ten (10) days of any change in aircraft ownership or substitution of aircraft. Should lessee dispose of his aircraft, by sale or circumstances, his hangar shall not remain vacant for more than ninety (90) calendar days.
4. Lessee shall not make or cause to be made any alterations to the storage area without first securing the written consent of City and then only upon written approval of the Airport Manager.
5. Lessee may not conduct any commercial activity on the leased premises and the aircraft located in said storage area shall not be used for commercial activity. Such use constitutes grounds for termination of the agreement, unless lessee secures prior written consent of the Airport Manager.
6. Upon termination of the Portable Aircraft Storage Agreement, lessee, at his own cost and expense, shall immediately remove his aircraft, including all personal property and the portable hangar to restore storage area as nearly as practicable to the same state and condition as prior to the placement of portable hangar except the improvements to the pavement area which shall become property of the City.
7. If lessee elects to sell the hangar in place, he may do so upon written approval of the Airport Manager.

8. Lessee shall equip the hangar with a fire extinguisher appropriately mounted for easy access. The size and type to be determined by the City Fire Department.
9. Lessee shall agree to permit a hangar inspection as deemed necessary by City.
10. All hangars placed on the aircraft tie-down apron at the Modesto City-County Airport will be of the portable type. Color, size, location, and assignment to be determined by City.
11. Lease agreement for the placement of privately-owned portable hangars on the Modesto City-County Airport shall be for a five-year term at no cost to the lessee in return for the improvements (grading and pavement) in good state of repair. At the end of the five-year term, rent shall be established at the tail-in tie-down rate set forth from time to time by the City Council plus \$10.00.
12. Land improvements (grading and pavement) shall be at no cost to the City and shall consist of grading area to provide for proper drainage, native soil compacted to 95 percent, sterilized, and a minimum of two (2) inches of asphalt concrete on the surface equal to approximately 3,350 square feet.
13. Lessor shall have the right to relocate said portable hangars to another location on the Airport at no cost to lessee.
14. Lessee shall have the right to sublease said portable hangar for the sole purpose of aircraft storage, subject to payment to the City a fee equal to five percent (5%) of the gross rental.
15. Portable hangars are those hangars that are defined as "portable" by the Director of Utility Services and the State of California Department of Motor Vehicles.
16. T-hangar locks shall conform with existing Airport/City lock system.
17. Lessees shall be required to keep areas between portable T-hangars clean and free of trash.

MODESTO CITY COUNCIL
RESOLUTION NO. 84-870

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
LES PAGE FOR CABLE COMMUNICATION CONSULTING SERVICES

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Les Page for
cable communication consulting services

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 23rd day of
October, 1984, by Councilmember Whiteside,
who moved its adoption, which motion being duly seconded by Council-
member Lang, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-871

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO APPROVING THE APPLICATION FOR GRANT FUNDS UNDER THE ROBERTI-Z'BERG URBAN OPEN-SPACE AND RECREATION PROGRAM FOR THE PURCHASE AND INSTALLATION OF PLAY APPARATUS AT LAKEWOOD AND SIPHERD NEIGHBORHOOD PARKS.

WHEREAS, the legislature of the State of California has enacted the Roberti-Z'berg Urban Open-Space and Recreation Program, which provides funds to certain political subdivisions of the State of California for acquiring lands and for developing facilities to meet urban recreation needs, and

WHEREAS, the State Department of Parks and Recreation has been delegated the responsibility for the administration of the program, setting up necessary procedures governing application by local agencies under the program, and

WHEREAS, said procedures established by the State Department of Parks and Recreation require the applicant to certify by resolution the approval of applications prior to submission of said applications to the state, and

WHEREAS, said applications contain a certification that the applicant will comply with all federal, state, and local environmental, public health, relocation, affirmative action, and clearinghouse requirements and all other appropriate codes, laws and regulations prior to the expenditure of the grant funds, and

WHEREAS, the projects applied for under this program must be of a high priority and satisfy the most urgent park and recreation needs with emphasis on unmet needs in the most heavily populated areas,

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Modesto hereby:

1. Approves the filing of an application for funding under the Roberti-Z'berg Urban Open-Space and Recreation Program; and
2. Certifies that said agency understands the general provisions of the agreement; and
3. Certifies that said agency has or will have sufficient funds to operate and maintain the projects funded under this program; and
4. Certifies that said agency has or will have available prior to commencement of any work on the projects included in this application matching money from a nonstate source; and
5. Certifies that the projects included in this application conform to the recreation element of any applicable city or county general plan; and
6. Appoints the City Manager as agent of the City of Modesto to conduct all negotiations, execute and submit all documents including but not limited to applications, agreements, amendments, payment requests, and so on which may be necessary for the completion of the aforementioned projects; and
7. Appoints the City Attorney as legal counsel for said agency with authorization to sign the certification on page 1 of the application.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of October, 1984, by Councilmember Whiteside, who moved its adoption, which motion

being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-872

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO APPROVING THE APPLICATION FOR GRANT FUNDS UNDER THE REGIONAL COMPETITIVE PROGRAM OF THE CALIFORNIA PARK AND RECREATIONAL FACILITIES ACT OF 1984 FOR TUOLUMNE RIVER REGIONAL PARK ATHLETIC/AMPHITHEATER COMPLEX.

WHEREAS, the people of the State of California have enacted the California Park and Recreational Facilities Act of 1984, which provides funds to the State of California and its political subdivisions for developing facilities for public recreational purposes, and

WHEREAS, the State Department of Parks and Recreation has been delegated the responsibility for the administration of the program within the state, setting up necessary procedures governing application by local agencies under the program, and

WHEREAS, said procedures established by the State Department of Parks and Recreation require the applicant to certify by resolution the approval of applications before submission of said applications to the state, and

WHEREAS, said applications contain assurances that the applicant must comply with, and

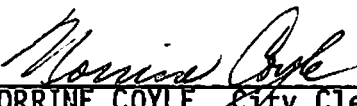
WHEREAS, the applicant agency will enter into an agreement with the State of California for development rehabilitation or restoration of the project,

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Modesto hereby:

1. Approves the filing of an application for 1984 state grant assistance for the above project; and
2. Certifies that said agency understands the assurances and certification in the application; and
3. Certifies that said agency has or will have sufficient funds to operate and maintain the project, and if the project is selected for state grant funding; and
4. Certifies that said organization will provide construction plans and specifications to the state within one year of the appropriation of funds under this program and will commence work immediately after state approval; and
5. Appoints the City Manager as agent of the City of Modesto to conduct all negotiations, execute and submit all documents including but not limited to applications, agreements, amendments, payment requests, and so on, which may be necessary for the completion of the aforementioned project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of October, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: 
 NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
 ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-873

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO APPROVING THE APPLICATION FOR GRANT FUNDS UNDER THE REGIONAL COMPETITIVE PROGRAM OF THE CALIFORNIA PARK AND RECREATIONAL FACILITIES ACT OF 1984 FOR BICYCLE/PEDESTRIAN BRIDGE - TUOLUMNE RIVER REGIONAL PARK.

WHEREAS, the people of the State of California have enacted the California Park and Recreational Facilities Act of 1984, which provides funds to the State of California and its political subdivisions for developing facilities for public recreational purposes, and

WHEREAS, the State Department of Parks and Recreation has been delegated the responsibility for the administration of the program within the state, setting up necessary procedures governing application by local agencies under the program, and

WHEREAS, said procedures established by the State Department of Parks and Recreation require the applicant to certify by resolution the approval of applications before submission of said applications to the state, and

WHEREAS, said applications contain assurances that the applicant must comply with, and

WHEREAS, the applicant agency will enter into an agreement with the State of California for development rehabilitation or restoration of the project,

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Modesto hereby:

1. Approves the filing of an application for 1984 state grant assistance for the above project; and
2. Certifies that said agency understands the assurances and certification in the application; and
3. Certifies that said agency has or will have sufficient funds to operate and maintain the project, and if the project is selected for state grant funding; and
4. Certifies that said organization will provide construction plans and specifications to the state within one year of the appropriation of funds under this program and will commence work immediately after state approval; and
5. Appoints the City Manager as agent of the City of Modesto to conduct all negotiations, execute and submit all documents including but not limited to applications, agreements, amendments, payment requests, and so on, which may be necessary for the completion of the aforementioned project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of October, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-874

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO OPPOSING PROPOSITION 36, THE JARVIS IV INITIATIVE CONSTITUTIONAL AMENDMENT, ON THE NOVEMBER 6, 1984 GENERAL ELECTION BALLOT.

WHEREAS, the Jarvis IV Initiative Constitutional Amendment will appear on the November 6, 1984 General Election ballot as Proposition 36, and

WHEREAS, Proposition 36 would increase the inequity of the property tax system, give tax rebates to some property owners, and result in tax increases for other property owners, and

WHEREAS, Proposition 36 will unfairly widen the gap between taxes paid by property owners with properties of similar market values, and

WHEREAS, Proposition 36 would increase the prevalence of minority rule against the wishes of the majority by requiring a 2/3 vote for a multitude of local tax and service fee issues, and

WHEREAS, Proposition 36 will make it difficult for local government to raise the necessary operating, expansion and maintenance funds necessary to provide vital services and support a healthy local economy, and

WHEREAS, Proposition 36 will continue the shift of power from the local level to the state and federal levels, resulting in a weakening of the "Home Rule" concept, and

WHEREAS, Proposition 36 will make local government less responsive to the wishes and needs of its constituents, and

WHEREAS, Proposition 36 will weaken the widely applauded Proposition 13-related "pay-as-you-go" practice for many local services, and

WHEREAS, Proposition 36 will impede local business expansion and economic growth by severely limiting the ability of local government to finance capital improvements and infrastructure, and

WHEREAS, Proposition 36 does not pass the "good government" test, and

WHEREAS, Proposition 36 is opposed by a coalition of diverse organizations, including many that supported Proposition 13.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, that it hereby opposes Proposition 36, the Jarvis IV Initiative Constitutional Amendment for the reasons set forth above.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of October, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside,
Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-875**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND CRAIG LEAVITT, ON BEHALF OF THE ASSOCIATED DESIGNERS OF MODESTO, TO HOLD A ONE-DAY WHITE ELEPHANT SALE ON CITY PROPERTY ON 11TH STREET

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Craig Leavitt, on behalf of the Associated Designers of Modesto, to hold a one-day "white elephant" sale on City property on 11th Street

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of October, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Bright, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Acting Mayor Patterson

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Whiteside, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-876

A RESOLUTION GRANTING THE APPEAL FILED BY MID-VALLEY ENGINEERING, INC., ON BEHALF OF BENNETT AND COMPTON, INC., TO THE DECISION OF THE PLANNING COMMISSION DENYING AN AMENDMENT TO SECTION 2-3-8 OF THE ZONING MAP OF THE CITY OF MODESTO TO REZONE FROM LOW DENSITY RESIDENTIAL ZONE, R-1, TO PLANNED DEVELOPMENT ZONE; OVERRULING THE DECISION OF THE PLANNING COMMISSION; AND APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(365). (BENNETT AND COMPTON, INC.)

WHEREAS, a verified application to amend Section 2-3-8 of the Zoning Map was filed by Mid-Valley Engineering, Inc., on behalf of Bennett and Compton, Inc. on August 27, 1984, to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, to allow a 68-unit condominium complex, property located at the southeast corner of Pelandale Avenue and Honey Creek Road described as follows:

The westerly 300 feet of the north one-half of the southeast one-quarter of the southeast one-quarter of Section 2, Township 3 South, Range 8 East, Mount Diablo Base and Meridian.

and

WHEREAS, said application was set for public hearing before the Planning Commission on October 1, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, thereafter the Planning Commission adopted Resolution No. 84-156 denying an amendment to Section 2-3-8 of the Zoning Map to rezone from Low Density Residential Zone, R-1, to Planned Development Zone, the above described property, as requested by the applicant, and

WHEREAS, an appeal was filed by Mid-Valley Engineering, Inc., on behalf of Bennett and Compton, Inc. with the City Council by a letter dated October 9, 1984, to the decision of the Planning Commission denying an amendment to Section 2-3-8 of the Zoning Map to rezone from Low Density Residential Zone, R-1, to Planned Development Zone, to allow a one and two story, 68-unit condominium complex, property located at the southeast corner of Pelandale Avenue and Honey Creek Road, described above, and

WHEREAS, said appeal was set for public hearing before the City Council at its regular meeting place located in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, at 4:00 p.m., on November 6, 1984, at which time evidence both oral and documentary was taken and introduced, and

WHEREAS, after said public hearing, the Council of the City of Modesto found and determined that the requested amendment to Section 2-3-8 of the Zoning Map to rezone the above described property from Low Density Residential Zone, R-1, to Planned Development Zone, should be granted for the reasons set forth below:

1. The density of the proposed development meets the General Plan standards.
2. The revised planned development conditions of approval will assure compatibility with the neighborhood.

and

WHEREAS, at its meeting held on November 6, 1984, the Council introduced Ordinance No. 2301-C.S. reclassifying the above-described property from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(365),

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

SECTION 1. APPEAL GRANTED. The appeal filed by Mid-Valley Engineering, Inc., on behalf of Bennett and Compton, Inc. to the decision of the Planning Commission denying an amendment to Section 2-3-8 of the Zoning Map to rezone from Low Density Residential Zone, R-1, to Planned Development Zone, is granted for the reasons set forth above, and the decision of the Planning Commission denying said rezoning is hereby overruled.

SECTION 2. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(365), is hereby approved subject to the following conditions:

1. All development shall conform to a revised plot plan amended in red and stamped approved by the City Council on November 6, 1984.
2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation in accordance with Section 10-2.1515 of the Modesto Municipal Code.
3. Existing fencing shall be maintained in cooperation with adjacent property owners as follows:
 - a. Six-foot board fence with decorative masonry pilasters along the east and south property lines.
4. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.
5. The developer shall dedicate and improve sufficient right-of-way as required by the Director of Engineering Services to complete Pelandale Avenue and Honey Creek Road to major and collector street standards respectively prior to occupancy or upon demand by the City, whichever occurs first.

6. Prior to issuance of a building permit, street improvement plans shall be approved by the Director of Engineering Services.
7. Prior to issuance of a building permit the developer shall dedicate public utility easements as required by the utility companies and the Director of Engineering Services.
8. Irrigation lines shall be removed or relocated as required by the Modesto Irrigation District and the Director of Engineering Services. Easements for irrigation lines to remain shall be dedicated.
9. Drainage shall be provided as required by the Director of Engineering Services.
10. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.
11. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of the same building materials used in the major buildings as determined by the Director of Planning and Community Development.
12. All utilities shall be underground and cable television service shall be stubbed into all units.
13. All signs shall comply with the sign requirements of the R-3 Zone.
14. Prior to the issuance of a building permit for any structure, a subdivision map shall be recorded.
15. Prior to City Council approval of a final subdivision map, the subdivider shall submit evidence in a form satisfactory to the City Attorney that there has been created a Homeowners' Association to guarantee common facility and private property improvement and maintenance in accordance with the approved plans.
16. Prior to issuance of a building permit, the developer shall pay the City of Modesto the cost of planting street trees, the number as determined by the Director of Engineering Services.
17. All curbcuts serving two-way driveways shall be widened to 41 feet in width.

18. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.
19. The applicant shall record a "Notice of Conditions" in the Stanislaus County Recorder's Office on a form available in the Planning and Community Development Department.

SECTION 3. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(365):

All construction shall be accomplished in one phase to begin on or before October 1, 1986, and completion to be no later than October 1, 1987.

SECTION 4. CHANGES IN DEVELOPMENT PLAN. Any changes in the above mentioned development plan shall be made in accordance with the provisions of Section 10-2.2708 of the Modesto Municipal Code.

SECTION 5. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 27 of Title X of the Modesto Municipal Code relating to Planned Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 6. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned Development Zone, P-D(365), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of November, 1984, by Councilmember Patterson, who moved its adoption, which motion being duly

seconded by Councilmember Bright, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By *William J. Smith*
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 84-877

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION 2-3-8 OF THE ZONING MAP TO REZONE FROM R-1 to P-D(365) PROPERTY LOCATED AT THE SOUTHEAST CORNER OF PELANDALE AVENUE AND HONEY CREEK ROAD. (BENNETT AND COMPTON)

WHEREAS, on November 6, 1984, the City Council introduced Ordinance No. 2301-C.S. giving approval to a project relating to an amendment to Section 2-3-8 of the Zoning Map to rezone from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(365), property located at the southeast corner of Pelandale Avenue and Honey Creek Road, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of determination in regard to the environmental impact of the subject project relating to an amendment to Section 2-3-8 of the Zoning Map to rezone from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(365), property located at the southeast corner of Pelandale Avenue and Honey Creek Road, and

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of November, 1984, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Councilmember Bright, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-878

A RESOLUTION APPROVING THE TENTATIVE MAP OF HONEY CREEK VILLAS SUBDIVISION AND OVERRULING THE DECISION OF THE PLANNING COMMISSION.

WHEREAS, the tentative map of the Honey Creek Villas Subdivision was filed in the office of the Secretary of the Planning Commission on August 27, 1984, in accordance with the provisions of Section 4-4.401 of the Modesto Municipal Code, and

WHEREAS, copies of said tentative map have been sent to the Salida Union Elementary School and Modesto High School Districts, and Modesto Irrigation District, the local utility companies, the City Engineering Services and Parking and Traffic Departments, and

WHEREAS, City services, including sewer and water facilities are available, and

WHEREAS, the area can be served by elementary schools in the Salida Union School District, and by Fire Station No. 6 at Standiford Avenue and Hahn Drive, one and one half (1 1/2) miles distant, and

WHEREAS, the subdivision is for the purpose of a condominium project in a Planned Development Zone, and

WHEREAS, a public hearing was held by the Planning Commission on October 1, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, thereafter the Planning Commission adopted Resolution No. 84-157 denying the tentative map of Honey Creek Villas Subdivision, and

WHEREAS, an appeal to the decision of the Planning Commission denying the tentative map of Honey Creek Villas Subdivision was filed with the City Council by a letter dated October 9, 1984, from Mid-Valley Engineering, Inc., on behalf of Bennett and Compton, Inc., the subdivider, and

WHEREAS, said appeal was set for public hearing before the City Council at its regular meeting place located in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, at 4:00 p.m., on November 6, 1984, at which time evidence both oral and documentary was taken and introduced, and

WHEREAS, after said public hearing, the Council of the City of Modesto found and determined that the requested tentative map of Honey Creek Villas Subdivision should be granted for the following reason:

The request for a tentative map of Honey Creek Villas Subdivision accompanied an application to the Planning Commission for an amendment to Section Map 2-3-8 of the Zoning Map to reclassify from R-1 to P-D, to allow a 68-unit condominium complex. Said requested rezoning was denied by the Planning Commission by its Resolution No. 84-156; however, the applicant then filed an appeal on the rezoning to the City Council, and the Council, by Resolution No. 84-876 adopted on November 6, 1984, granted the appeal, approved the rezoning and overruled the decision of the Planning Commission.

Therefore, the Honey Creek Villas Subdivision is consistent with the approved development plan for Planned Development Zone, P-D(365).

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines as follows:

1. That the proposed subdivision, together with the provisions for its design and improvements, is consistent with the General Plan and applicable specific plans of the City of Modesto and the Subdivision Map Act of the State of California.
2. That the discharge of waste from the proposed subdivision into the existing sewer system will not result in a violation of existing requirements by the California Regional Water Quality Control Board pursuant to Division 7 (commencing with Section 13000) of the Water Code of the State of California.

BE IT FURTHER RESOLVED by the Council that the appeal filed by Mid-Valley Engineering, Inc., on behalf of Bennett and Compton, Inc., to the decision of the Planning Commission denying the tentative map of Honey Creek Villas Subdivision is granted for the reason set forth above, and the decision of the Planning Commission denying said tentative map of Honey Creek Villas Subdivision is hereby overruled.

BE IT FURTHER RESOLVED by the Council that the tentative map of Honey Creek Villas Subdivision accepted for filing in the office of the Secretary of the Planning Commission on August 27, 1984, be and it is hereby approved as submitted and as shown in red on the face of the map and subject to the following conditions:

1. That all subdivision improvements shall be constructed in accordance with City of Modesto Standard Specifications and as required by the Director of Engineering Services pursuant to improvement plans.
2. That irrigation lines within the subdivision shall be removed, protected, or relocated as required by the Modesto Irrigation District and the Director of Engineering Services. Appropriate easements for irrigation lines to remain shall be dedicated as necessary.

3. That prior to City Council approval of a final subdivision map the subdivider shall submit for approval by the City Attorney the articles of incorporation and bylaws, as well as all covenants, conditions, and restrictions which are to be recorded to create a Homeowners' Association which shall guarantee continued maintenance of common facilities in the development. Said documents shall be recorded concurrently with the final subdivision map.
4. That the covenants, conditions and restrictions pertaining to the development shall provide, among other things, that utility service equipment and facilities may be installed on or through dwelling units to serve other dwelling units in the project as required by utility companies serving the project, and that said utility companies shall have a right of access to all lots and buildings where necessary to perform necessary maintenance and repair.
5. That public utility easements, including a blanket easement over the common area, as required by the utility companies serving the project shall be dedicated by the final map.
6. That provisions for water and sanitary sewer services to individual units shall be made in a manner to be approved by the Director of Engineering Services. Maintenance of all sanitary sewers outside of the street right of way shall be by the Homeowner's Association.
7. That a final map shall not be recorded until such time as appropriate P-D Zoning to allow the proposed development is granted by the City Council and is in effect.
8. That on-site drainage shall be stored and disposed of on-site.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of November, 1984, by Councilmember Patterson, who moved its adoption, which motion being duly

seconded by Councilmember Bright, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-879

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR FURNISHING ONE PORTABLE CLASSROOM

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

SECTION 1. The plans and specifications for furnishing one portable classroom to be located at Fire Station No. 4 on Bluegum Avenue copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on December 4, 1984, at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of November, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-880

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR FURNISHING ONE SERVICE VAN WITH AERIAL LIFT

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

SECTION 1. The plans and specifications for furnishing one service van with aerial lift to be used primarily by the Electrical Division copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on November 27, 1984, at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of November, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-881

A RESOLUTION ACCEPTING THE BID OF OSTERBERG AND STEWART FOR THE DRILLING, CASING, TESTING AND DEVELOPMENT OF ONE DEEP WELL FOR THE CITY OF MODESTO - WELL NO. 45, LOCATED SOUTH OF EAST ORANGEBURG AVENUE ON FARA BIUNDO

WHEREAS, Resolution No.84-795, adopted by the Council of the City of

Modesto on October 2, 1984 , approved the plans and specifications for the drilling, casing, testing and development of one deep well - Well No. 45 and authorized the calling for bids; and

WHEREAS, the bids received for the drilling, casing, testing and development of one deep well for the City of Modesto - Well No. 45 were opened at 11:05 a.m. on October 23, 1984 , and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Osterberg and Stewart in the amount of \$20,809.20 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Osterberg and Stewart in the amount of \$20,809.20 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of November , 19 84, by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-882

A RESOLUTION ACCEPTING THE BID OF CONCO-WEST, INC. FOR THE INSTALLATION OF BELLENITA PARK PLAY APPARATUS

WHEREAS, Resolution No.84-831, adopted by the Council of the City of Modesto on October 9, 1984 , approved the plans and specifications for the installation of Bellenita Park play apparatus and authorized the calling for bids; and

WHEREAS, the bids received for the installation of Bellenita Park play apparatus were opened at 11:00 a.m. on October 30, 1984 , and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Conco-West, Inc. in the amount of \$19,990 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Conco-West, Inc. in the amount of \$19,990 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of November , 19 84, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 

NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-883

A RESOLUTION ACCEPTING THE BID OF COLLINS ELECTRICAL FOR INSTALLING TRAFFIC SIGNALS AND STREET LIGHTING AT SYLVAN AVENUE AND DRAGOO PARK DRIVE, AT STANDIFORD AVENUE AND COLONIAL DRIVE, AND AT STANDIFORD AVENUE AND CONANT AVENUE

WHEREAS, Resolution No. 84-794, adopted by the Council of the City of Modesto on October 2, 1984, approved the plans and specifications for the installation of traffic signals and street lighting at Sylvan Avenue and Dragoo Park Drive, at Standiford Avenue, and Colonial Drive, and at Standiford Avenue and Conant Avenue, and authorized the calling for bids; and

WHEREAS, the bids received for the installation of traffic signals and street lighting at Sylvan Avenue and Dragoo Park Drive, at Standiford Avenue and Colonial Drive, and at Standiford Avenue and Conant Avenue were opened at 11:00 a.m. on October 30, 1984, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Collins Electrical in the amount of \$127,200 be accepted as the lowest responsible bid.

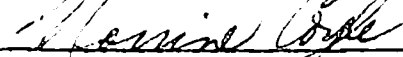
NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that the bid of Collins Electrical in the amount of \$127,200 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of November, 1984, by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-884**

A RESOLUTION ACCEPTING THE TREE TOPPING IN THE AIRPORT CLEAR ZONE AS COMPLETE

**WHEREAS, a report has been filed by the Director of Engineering
that the tree topping in the Airport Clear Zone**

has been completed by Weaver's Tree Service

in accordance with the contract agreement dated June 26, 1984.

**NOW, THEREFORE, BE IT RESOLVED that the tree topping in the Airport
Clear Zone**

be accepted from said contractor, Weaver's Tree Service;

**that notice of completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$10,598.81
as provided in the contract, be authorized.**

**The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 6th day of
November, 1984, by Councilmember Whiteside, who
moved its adoption, which motion being duly seconded by Councilmember
Sutton, was upon roll call carried and the resolution
adopted by the following vote:**

**AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger**

NOES: Councilmembers: None

ABSENT: Councilmembers: None

**ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 84-885

**A RESOLUTION ACCEPTING THE CONSTRUCTION OF DRYDEN MAINTENANCE FACILITY
SITE WORK AS COMPLETE**

WHEREAS, a report has been filed by the Director of Engineering
that the construction of Dryden maintenance facility
site work

has been completed by George Reed, Inc.

in accordance with the contract agreement dated June 5, 1984.

NOW, THEREFORE, BE IT RESOLVED that the construction of
Dryden maintenance facility site work
be accepted from said contractor, George Reed, Inc.;

that notice of completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$39,822.91
as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 6th day of
November, 1984, by Councilmember Whiteside, who
moved its adoption, which motion being duly seconded by Councilmember
Sutton, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-886**

**A RESOLUTION ACCEPTING THE CONSTRUCTION OF TEMPORARY BUS PARKING
EXPANSION AS COMPLETE**

WHEREAS, a report has been filed by the Director of Engineering
that the construction of temporary bus parking
expansion

has been completed by The Flintkote Company

in accordance with the contract agreement dated August 16, 1983.

NOW, THEREFORE, BE IT RESOLVED that the construction of
temporary bus parking expansion

be accepted from said contractor, The Flintkote Company;

that notice of completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$68,224.86
as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 6th day of
November, 1984, by Councilmember Whiteside, who
moved its adoption, which motion being duly seconded by Councilmember
Sutton, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-887**

**A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE USTICK-TUDOR-WALDO-
IRONSIDE WATERLINE EXTENSION AS COMPLETE**

**WHEREAS, a report has been filed by the Director of Engineering
that the construction of the Ustick-Tudor-Waldo-
Ironsides waterline extension
has been completed by Clyde Wheeler Pipeline
in accordance with the contract agreement dated June 19, 1984.**

**NOW, THEREFORE, BE IT RESOLVED that the construction of
the Ustick-Tudor-Waldo-Ironsides waterline extension
be accepted from said contractor, Clyde Wheeler Pipeline;
that notice of completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$24,777
as provided in the contract, be authorized.**

**The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 6th day of
November, 1984, by Councilmember Whiteside, who
moved its adoption, which motion being duly seconded by Councilmember
Sutton, was upon roll call carried and the resolution
adopted by the following vote:**

**AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger**

NOES: Councilmembers: None

ABSENT: Councilmembers: None

**ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 84-888

RE-

A RESOLUTION ACCEPTING THE/CONSTRUCTION OF SUNRISE AVENUE FROM LUCERN
TO BRIGGSMORE AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering
re-
that the /construction of Sunrise Avenue from Lucern

to Briggsmore

has been completed by George Reed, Inc.

in accordance with the contract agreement dated August 14, 1984.
re-

NOW, THEREFORE, BE IT RESOLVED that the/construction of

Sunrise Avenue from Lucern to Briggsmore

be accepted from said contractor, George Reed, Inc.;

that notice of completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$197,785.39
as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 6th day of
November, 1984, by Councilmember Whiteside, who
moved its adoption, which motion being duly seconded by Councilmember
Sutton, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-889

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING A PURCHASE ORDER FOR \$7,250 TO A-1 ROOFING COMPANY TO REPLACE THE ROOF AT 2845 LINCOLN AVENUE

WHEREAS, Resolution No. 84-796, adopted by the Council of the City of Modesto on October 2, 1984, approved the plans and specifications for the reroofing of a City-owned house located at 2845 Lincoln Avenue, and authorized the call for bids; and

WHEREAS, bids were opened on October 23, 1984, and only one informal bid from A-1 Roofing was received.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the replacement of the roof at 2845 Lincoln Avenue is hereby waived.

BE IT FURTHER RESOLVED that a purchase order for \$7,250 to A-1 Roofing Company to replace the roof at 2845 Lincoln Avenue is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of November, 1984, by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-890

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF LARGE LAMPS FROM THE CALIFORNIA STATE DEPARTMENT OF GENERAL SERVICES

WHEREAS, lamps are purchased intermittently throughout the fiscal year by Central Stores and sold to using departments; and

WHEREAS, it has been staff's recommendation to use the State of California Cooperative Purchasing Program to realize the best possible savings at prices generally available only to large volume dealers.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of large lamps is hereby waived.

BE IT FURTHER RESOLVED that purchase of large lamps from the California State Department of General Services for an estimated total of \$24,000 for the contract period is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of November, 1984, by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-891

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR REROOFING FIRE PREVENTION BUREAU

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

SECTION 1. The plans and specifications for the reroofing of the Fire
Prevention Bureau

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on November 20, 1984, at 11:00 a.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 6th day of November, 1984,
by Councilmember Whiteside, who moved its adoption, which motion
being duly seconded by Councilmember Sutton, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-892

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF YEV PHILIPOVITCH FROM THE BOARD OF BUILDING APPEALS, EFFECTIVE NOVEMBER 6, 1984

WHEREAS, Yev Philipovitch was appointed a member of the Board of Building Appeals on March 4, 1980; and

WHEREAS, Yev Philipovitch has tendered his resignation from the Board of Building Appeals, effective November 6, 1984; and

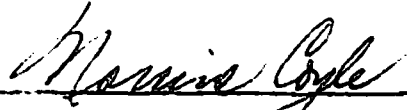
WHEREAS, Yev Philipovitch has been a devoted and sincere public servant and has contributed greatly to our civic progress.

NOW, THEREFORE, BE IT RESOLVED that the resignation of Yev Philipovitch from the Board of Building Appeals be, and hereby is accepted with regret.

BE IT FURTHER RESOLVED that the Council of the City of Modesto on its own behalf, and on behalf of the citizens of this City, hereby expresses its sincere appreciation to Yev Philipovitch for his outstanding service to the community.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of November, 1984, by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-893

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO
AUTHORIZING THE ISSUANCE OF REVENUE BONDS FOR THE PURPOSE
OF PROVIDING FINANCING FOR MULTIFAMILY RENTAL HOUSING
DEVELOPMENT BY STANDIFORD SQUARE ASSOCIATES, LTD.

WHEREAS, the City of Modesto (the "City") is authorized by Chapter 7 (commencing with Section 52075) of Part 5 of Division 31 of the Health and Safety Code of the State of California (the "Act") to issue and sell revenue bonds for the purpose of providing financing for the construction and development of multifamily rental housing facilities located within the City; and

WHEREAS, Standiford Square Associates, Ltd., a California limited partnership, (the "Developer") has applied to the City to issue and sell revenue bonds for the purpose of providing financing for the acquisition of land and an approximately 140-unit multifamily rental housing development to be located within the City at 3525 San Clemente Avenue in the City (the "Project"); and

WHEREAS, the City wishes to induce the Developer to acquire the Project and, in particular, to do so at such location; and

WHEREAS, it is in the public interest, for the public benefit and in furtherance of the public purposes of the City that the City authorize revenue bonds for the aforesaid purposes;

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

Section 1. The City Council of the City of Modesto hereby authorizes the issuance and sale of bonds (the "Bonds") of the City pursuant to the Act in a principal amount of not to exceed Four Million Dollars (\$4,000,000) for the purpose of providing financing to the Developer, its successors and assigns, for the acquisition of the Project.

Section 2. The issuance and sale of the Bonds shall be upon such terms and conditions as may be mutually agreed upon by the City, the Developer and the purchaser of the Bonds and subject to completion of proceedings for the issuance, sale and delivery by the City.

Section 3. The proceeds of the Bonds shall include such related and necessary issuance expenses, administrative costs, debt service reserves and interest payments as may be required successfully to accomplish the financing of the Project.

Section 4. The City Council hereby finds that the issuance of the Bonds is a substantial inducement to the Developer to acquire the Project and that the Project will further the public purposes of the City.

Section 5. The Developer shall be responsible for the payment of all costs in connection with the issuance of the Bonds, including but not limited to printing of any official statement, rating agency costs, bond counsel fees and expenses, underwriting discount and costs, trustee fees and expenses, and the cost of printing the Bonds.

Section 6. This Resolution shall take effect immediately upon its passage and adoption; provided, however, that this Resolution shall have no force and effect following one (1) year from the date hereof unless either (i) the Bonds described herein shall have been sold or (ii) the City shall have extended the effective date of this Resolution by a resolution hereafter adopted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of November, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-894

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO
APPROVING, AUTHORIZING AND DIRECTING EXECUTION OF
AGREEMENT FOR BOND COUNSEL SERVICES WITH JONES HALL
HILL & WHITE, A PROFESSIONAL LAW CORPORATION, FOR MULTIFAMILY
HOUSING PROJECT OF STANDIFORD SQUARE ASSOCIATES, LTD.

WHEREAS, the City of Modesto (the "City") is considering undertaking certain proceedings for the revenue bond financing of a multifamily rental housing project to be acquired by Standiford Square Associates, Ltd., and it is desirable to employ bond counsel in connection therewith;

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

1. That certain agreement by and between the City and Jones Hall Hill & White, A Professional Law Corporation, for bond counsel services in connection with said revenue bond financing proceedings, a copy of which is on file with the City Clerk of the City, is hereby authorized. The appropriate officers of the City are hereby authorized and directed in the name and on behalf of the City to execute said agreement.

2. This resolution shall take effect immediately.

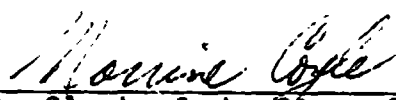
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto on the 6th day of November, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None


ABSENT: Councilmembers: None

ATTEST:



City Clerk of the City of Modesto

APPROVED AS TO FORM:



ELWYN JOHNSON, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-895**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JACK E. GEORGE, dba CREEKSIDE SCHOOL FOR THE LEASE OF THE FORMER GOODWILL SCHOOL PROPERTY WHICH WAS PURCHASED FOR DRY CREEK PARK

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Jack E. George, dba Creekside School for the lease of the former Goodwill School property which was purchased for Dry Creek Park

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of November, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-896

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF IMPROVEMENTS ALONG CERTAIN STREETS IN THE CITY OF MODESTO AND SETTING HEARING FOR OBJECTIONS OR PROTESTS RELATING TO THE PROPOSED WORK

WHEREAS, Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required.

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

SECTION 1. The Council of the City of Modesto upon its own motion hereby orders the installation of the improvements described in the notices to be mailed to each property owner. (See Schedule "A" attached)

SECTION 2. The Superintendent of Streets is hereby directed to deliver, mail and post said notices in the manner specified in Sections 5876 through 5879 of the Streets and Highways Code.

SECTION 3. The 11th day of December , 1984 , at 7:30 o'clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California is set as the time and place where the Council will hear and pass upon objections or protests, if any, which may be raised by any property owner or other interested person relating to the proposed work.

SECTION 4. The Superintendent of Streets is hereby authorized to implement the provisions of this resolution in accordance with the procedure contained in Chapter 27, Part 3, Division 7 of the Streets and Highways Code of the State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of November , 19 84 , by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

SCHEDULE "A"

- a. Sidewalk along Paradise Road at 1027 Paradise Road and 1000 Beverly Drive, a portion of Block 4014 (Eugene R. Abel)
- b. Curb at 1405 Melrose Avenue, a portion of Block 1190 (Masrop A. Akers)
- c. Curb at 1233 Fiori Avenue, Lot 4 of Block 1125 (William D. Ford)
- d. Curb at 1217 Fiori Avenue, Lot 8 of Block 1125 (Geoff O. Lish)
- e. Curb along Fiori Avenue at 521 E. Roseburg Avenue, Lot 9 of Block 1125 (Nisonger and Peterson)
- f. Curb along Dawn Drive at 1312 Melrose Avenue, a portion of Block 1138 (Betty F. Schroder)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-897

A RESOLUTION ACCEPTING IMPROVEMENTS IN CEDARBROOK SUBDIVISION AND
AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, Crocker National Bank, subdividers of Cedarbrook Subdivision, have filed subdivision bonds for faithful performance and labor and materials in the amount of \$356,200.00 and \$178,100.00 respectively to guarantee improvements in Cedarbrook Subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated November 6, 1984, indicates that all work required by the subdivision agreement has been completed to the satisfaction of the Public Works Department; and

WHEREAS, the Director of Public Works has indicated that it would be in order for the City Council to accept the improvements in said subdivision as complete and authorize the City Clerk to file notice of completion and release the subdivision bonds upon expiration of the statutory period.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto:

1. The improvements in Cedarbrook Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the subdivision bond for faithful performance in the amount of \$356,200.00 upon recordation of notice of completion.
3. The City Clerk is hereby authorized to release the subdivision bond for labor and materials in the amount of \$ 178,100.00 upon expiration of the statutory period.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of November, 1984 by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-898**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND GARY R. & MILLIE A. HANSEN, MICHAEL LOGSON, AND ALFRED T. AND ELIZABETH SARINA FOR SEWER SERVICE TO PROPERTY OUTSIDE CITY LIMITS AT 627 AND 627½ ROSELAWN AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Gary R. and Millie A. Hansen, Michael Logson, and Alfred T. and Elizabeth Sarina for sewer service to property outside City limits at 627 and 627½ Roselawn Avenue, located on the east side of Roselawn between Rouse Avenue and South Avenue

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of November, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-899**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
ALOMA LACKEY FOR THE LEASE OF 1343 LEGION PARK DRIVE, THE PARKVIEW GUESTHOME, WHICH
WAS PURCHASED FOR TUOLUMNE RIVER REGIONAL PARK**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Aloma Lackey
for the lease of 1343 Legion Park Drive, the Parkview Guesthome, which was
purchased for Tuolumne River Regional Park

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 6th day of
November, 1984, by Councilmember Whiteside
who moved its adoption, which motion being duly seconded by Council-
member Sutton, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-900**

AMENDED

**A RESOLUTION APPROVING / AGREEMENT BETWEEN THE CITY OF MODESTO AND
MODESTO BUILDING MAINTENANCE FOR JANITORIAL SERVICE AT AMERICAN LEGION HALL**

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Modesto Building Maintenance for janitorial service at American Legion Hall to add additional duties and increase rate from \$98 per servicing to \$118 per servicing

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of November, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-901

AMENDED

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND CONTINENTAL LANDSCAPE DESIGN AND MAINTENANCE FOR LANDSCAPE MAINTENANCE SERVICES TO CONTINUE THROUGH DECEMBER 31, 1984

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Continental Landscape Design and Maintenance for landscape maintenance services to continue through December 31, 1984

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of November, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-902

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR FURNISHING LANDSCAPE MAINTENANCE SERVICES

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

SECTION 1. The plans and specifications for furnishing landscape
maintenance services

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on December 4, 1984, at 3:10 p.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 13th day of November, 1984,
by Councilmember Lang, who moved its adoption, which motion
being duly seconded by Councilmember Muratore, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-903

A RESOLUTION ACCEPTING THE BID OF GRAYBAR ELECTRIC COMPANY FOR FURNISHING ONE DRY-TYPE DISTRIBUTION TRANSFORMER

WHEREAS, Resolution No.84-834, adopted by the Council of the City of Modesto on October 9, 1984 , approved the plans and specifications for the purchase of one dry-type distribution transformer and authorized the calling for bids; and

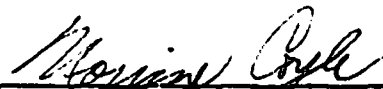
WHEREAS, the bids received for the furnishing of one dry-type distribution transformer were opened at 3:15 p.m. on October 30, 1984 , and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Graybar Electric Company in the amount of \$29,612 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Graybar Electric Company in the amount of \$29,612 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of November , 1984 , by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Muratore , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: 
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-904**

**A RESOLUTION ACCEPTING THE CONSTRUCTION OF TUOLUMNE RIVER REGIONAL
PARK - PHASE II AS COMPLETE**

**WHEREAS, a report has been filed by the Director of Engineering
that the construction of the Tuolumne River Regional
Park - Phase II**

has been completed by Conco West, Inc.

in accordance with the contract agreement dated April 26, 1984.

**NOW, THEREFORE, BE IT RESOLVED that the construction of
the Tuolumne River Regional Park - Phase II**

be accepted from said contractor, Conco West, Inc.;

**that notice of completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$326,963.82
as provided in the contract, be authorized.**

**The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 13th day of
November, 1984, by Councilmember Lang, who
moved its adoption, which motion being duly seconded by Councilmember
Muratore, was upon roll call carried and the resolution
adopted by the following vote:**

**AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger**

NOES: Councilmembers: None

ABSENT: Councilmembers: None

**ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 84-905

A RESOLUTION GRANTING AN ENCROACHMENT PERMIT TO GENE COX,
OWNER OF MODESTO BOWL, FOR AN OVERHEAD COMMUNICATION CABLE
ACROSS 13TH STREET IN THE CITY OF MODESTO.

WHEREAS, Gene Cox, owner of Modesto Bowl, has applied for a permit to install an overhead communication cable across 13th Street between K and L Streets in the City of Modesto. Said cable to be installed twenty-two feet above street level for a private communication system between two buildings used for the Modesto Bowl, and

WHEREAS, said application was considered by the City Council at its meeting of November 13, 1984,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby authorizes an encroachment permit to be issued to Gene Cox, owner of Modesto Bowl, to allow installation of an overhead communication cable across 13th Street between K and L Streets in the City of Modesto. Said cable to be installed not less than twenty-two feet above street level for a private communication system between two buildings used for the Modesto Bowl. Said encroachment permit to be issued subject to the following conditions:

1. The overhead cable shall be owned by Gene Cox, owner of Modesto Bowl.
2. The cable shall be used solely for a private communication system between the two buildings used for the Modesto Bowl.
3. The cable shall be not less than 22' above street level.
4. The applicant shall obtain the necessary building and electrical permits in addition to an encroachment permit from the Department of Engineering Services and shall

agree to all of the conditions set forth in this resolution and on the application for an encroachment permit. A copy of said application for encroachment permit is attached hereto marked Exhibit A.

5. If other overhead utility lines in the area are installed underground, the applicant agrees, when required by the Director of Engineering Services, to remove the overhead cable and install it underground.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of November, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *E. L. Johnson*
ELEWYN L. JOHNSON, City Attorney

APPLICATION FOR ENCROACHMENT PERMIT

As provided in Section 7-1.106 of the Modesto Municipal Code, I apply for an Encroachment Permit.

My name is Gene Cox (Modesto Bowl)

My mailing address is 1120 13th St. Modesto, Ca. 95354

The location of the property at which the proposed encroachment is to be made is 1120 and 1115 13th St. Modesto

The name of the person who will perform the work is Petersen Electric, Turlock.

The nature, dimensions, and description of the proposed work or encroachment

is ~~an overhead 50 pair low voltage cable connecting 1120 13th to~~
1115 13th St.

The encroachment is necessary for the full use and enjoyment of my property

because it is necessary to better fulfill the needs of our new telecommuni-
system.

There is no other reasonable or convenient place that I can construct or install the encroachment.

The encroachment will not be unsightly or create a nuisance.

The encroachment will not unreasonably interfere with the right of the public in the sidewalk-planter area in the adjacent street.

The encroachment will be constructed or installed in such a manner that it will not be a hazard to the public in the sidewalk-planting area or in the adjacent street.

The encroachment can be removed at any time in the future that the permit may be revoked.

If the permit is issued, I agree to the following conditions:

1. I will indemnify and hold the City of Modesto and its officers, agents and employees free and harmless from any and all damages, costs, charges or liability of any kind or character that may arise out of, relate to, or in any way be connected with the exercise of the rights granted the permittee by this permit.
2. I will defend, at my own cost and expense, any and all lawsuits that may arise out of or be connected in any way with the exercise of the right granted by this permit.
3. I will comply with all laws, ordinances, and regulations of the City of Modesto, County of Stanislaus, and State of California that relate to or affect the right granted by this permit.

resulting therefrom, or damage to property arising from the use of the sidewalk area for the herein permitted encroachment. Said insurance shall be in the amount of One Hundred Thousand Dollars (\$100,000.00) for any one person and Three Hundred Thousand Dollars (\$300,000.00) for any one accident or occurrence for bodily injury, sickness and disease, including death resulting therefrom, and One Hundred Thousand Dollars (\$100,000.00) for claims for property damage. The policy of insurance so obtained shall contain a contractual liability endorsement covering the liability assumed by permittee under the terms of this permit. A certificate evidencing the policy of public liability insurance shall be filed and maintained with the City Clerk and shall provide that the policy may not be cancelled except after thirty (30) days' notice in writing to the City Clerk.

5. I will install and maintain the encroachment in such a manner that it shall not become a nuisance or be hazardous to the public using the sidewalk area.
6. I will install and maintain the encroachment to the satisfaction of the Director of Engineering Services.
7. I understand that this permit will be binding on all successors, assigns and heirs of the permittee.
8. I understand this permit will be revocable at any time by the City Council.
9. I understand I must accept this permit and all of its conditions in writing, and no right or privileges shall be conferred by the permit until it has been so accepted, and a certificate evidencing the required insurance has been filed with the City Clerk.
10. I understand that:
 - a. Action by the City Council does not in itself constitute a permit, but it is normally an authorization for the City staff to issue an encroachment permit.
 - b. If the City Council acts affirmatively on this application, that I must appear at the Public Works Permits Section, second floor of City Hall, to obtain the actual encroachment permit and to pay the prescribed permit fees.



Signature of Applicant

MODESTO CITY COUNCIL
RESOLUTION NO. 84-906

A RESOLUTION VACATING AND ABANDONING PUBLIC UTILITY
EASEMENTS IN BLOCKS 218, 220 AND 221 IN THE CITY OF MODESTO
PURSUANT TO THE CALIFORNIA STREETS AND HIGHWAYS CODE.

WHEREAS, the California Streets and Highways Code authorizes a city
council, by resolution, to summarily vacate easements, and

WHEREAS, there are easements on the real property located in Blocks
218, 220 and 221 in the City of Modesto, described in Exhibit "A" attached
hereto, which are public utility easements, and

WHEREAS, the Council finds and declares that:

1. The vacations are made pursuant to Chapter 4 (Sections 8330 et
seq.) of Part 3 of Division 9 of the Streets and Highways Code.
2. The easements have not been used for the purpose for which they
were dedicated or acquired for five consecutive years immediately preceding
the proposed vacation.
3. That from and after the date this resolution is recorded, the
easements vacated will no longer constitute public utility easements.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the public utility easements located in Blocks 218, 220 and 221 in the
City of Modesto which are described in Exhibit "A", which is attached hereto
and incorporated by reference herein, be and they are hereby vacated and
abandoned, such vacation and abandonments to be effective upon the recording
of a certified copy of this resolution in the Stanislaus County Recorder's
Office.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of November, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By [Signature]
Engineering Services Department

VACATE AND ABANDON THE PUBLIC UTILITY EASEMENTS IN
BLOCKS 218, 220 AND 220

All that real property in the State of California, County of Stanislaus, City of Modesto, being a portion of the Northwest quarter of Section 33, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

PARCEL 218-1

The 20.00 foot wide public utility easement in Block 218, being the former 20.00 wide alley abandoned March 2, 1939, by Resolution No. 789-S.P., and recorded in Volume 676 of Official Records, Page 438, Stanislaus County Records. Said easement being bounded on the South by the Northern line of 60.00 foot Grant Street, and bounded on the Northeast by the Southwestern line of the abandoned Carlson Street.

PARCEL 220-1

The 20.00 foot wide Public Utility Easement in Block 220, being the former 20.00 foot wide alley abandoned January 25, 1941, by Resolution No. 782-S.P., and recorded in Volume 724 of Official Records, Page 596, Stanislaus County Records. Said easement being bounded on the South by the Northern line of Block 224 of the CITY OF MODESTO, as per map filed July 15, 1938, in Volume 13 of Maps, Stanislaus County Records, and bounded on the North by the Southern line of 60.00 foot Grand Street.

PARCEL 221-1

The 20.00 foot wide Public Utility Easement in Block 221, being the former 20.00 foot wide alley abandoned October 16, 1929, by Resolution No. 744-S.P., and recorded in Volume 359 of Official Records, Page 290, Stanislaus County Records. Said easement being bounded on the South by said Northern line of Block 224 of the CITY OF MODESTO, and bounded on the North by the Southern line of 60.00 foot Grand Street.

PARCEL 221-2

The 60.00 foot wide Public Utility Easement being the former 60.00 foot wide Willow Street abandoned October 26, 1934, by Resolution No. 777-S.P., and recorded in Volume 546 of Official Records, Page 367, Stanislaus County Records. Said easement being bounded on the South by said Northern line of Block 224 of the CITY OF MODESTO, and bounded on the North by the Southern line of 60.00 foot Grand Street.

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-907**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE REGENTS OF THE UNIVERSITY OF CALIFORNIA, COOPERATIVE EXTENSION, FOR THE LEASE OF A PORTION OF THE LINCOLN SCHOOL SITE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and The Regents of the University of California, Cooperative Extension, for the lease of a portion of the Lincoln School site for use as a community garden

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of November, 1984, by Councilmember Lang who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-908

A RESOLUTION APPROVING THE LOCAL AGENCY FORMATION COMMISSION
"CITY ANNEXATION QUESTIONNAIRE" FOR THE BRIGGS AVENUE NO. 2 ANNEXATION

BE IT RESOLVED by the Council of the City of Modesto that
the attached Local Agency Formation Commission "City Annexation
Questionnaire" for the Briggs Avenue No. 2
Annexation is hereby approved.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the 13th
day of November, 19 84, by Councilmember Lang,
who moved its adoption, which motion being duly seconded by
Councilmember Muratore, was upon roll call carried and
the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-909**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND DENNIS DAHLIN, LANDSCAPE ARCHITECT, TO DEVELOP A LANDSCAPE MASTER PLAN FOR THE MCHENRY MANSION LANDSCAPE RESTORATION PROJECT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Dennis Dahlin, Landscape Architect, to develop a landscape master plan for the McHenry Mansion landscape restoration project

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of November, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-910

RESOLUTION OF NECESSITY TO ACQUIRE CERTAIN REAL PROPERTY BY
EMINENT DOMAIN FOR MUNICIPAL PURPOSES INCLUDING THE
WASTEWATER TREATMENT PLANT EXPANSION-IRRIGATION PROJECT
(HAILWOOD, INC.)

WHEREAS, on October 23, 1984, the Council of the City of Modesto by Resolution No. 84-866 set a hearing to consider a resolution of necessity to acquire certain real property, hereinafter described, and

WHEREAS, on November 20, 1984, the Council held a hearing in the City Council Chambers, City Hall, 801 Eleventh Street, Modesto, in order to determine the necessity for acquisition of said real property by eminent domain proceedings for purposes of the Wastewater Treatment Plant expansion-irrigation project,

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

1. The public interest and necessity require said project and require the acquisition of said real property for the purpose stated.
2. The taking of real property for municipal purposes by eminent domain proceedings is authorized by Government Code Sections 37350, 37350.5, 37351, 39792, and 40404, by Code of Civil Procedure Sections 1240.050, 1240.110(a), 1240.125, 1240.510 and 1240.610, and by Article I, Section 19 of the California Constitution.
3. The proposed project is planned and located in a manner which will be most compatible with the greatest public good and the least private injury.

4. The offer required by Section 7267.2 of the Government Code has been made to the owner or owners of record, or the offer has not been made because the owner or owners cannot be located with reasonable diligence.

5. The real property which is hereinafter described consists of approximately 2,816 acres and is necessary for the proposed project.

BE IT FURTHER RESOLVED that the City Attorney be and is hereby authorized and directed to commence and maintain in the name of the City of Modesto such actions and proceedings of eminent domain in the Superior Court of California, County of Stanislaus, as are necessary to acquire, for the purposes and uses aforesaid, that certain real property which is situated in the County of Stanislaus, and outside the City of Modesto, State of California, more particularly described as follows:

All that real property in the State of California, County of Stanislaus, being portions of Sections 3, 9, 10, 11, 14, 15, 16, 22 and 23, Township 5 South, Range 8 East, Mount Diablo Base and Meridian. The following descriptions are based on the bearings and distances as shown on the map filed October 12, 1984 in Book 16 of Surveys, Page 48, State of California Records.

PARCEL ONE

All that real property in the State of California, County of Stanislaus, being portions of Section 3, 9, 10, 15 and 16, Township 5 South, Range 8 East, Mount Diablo Base and Meridian, described as follows:

Commencing at the Northeast corner of said Section 3; thence North 89° 33' 45" West, 20.00 feet, to the Northerly prolongation of the Western line of 40.00 foot Jennings Road, and the true point of beginning of this description; thence along said Northerly prolongation and the Western line of Jennings Road, South 00° 26' 57" West, 2633.64 feet; thence South 89° 33' 16" East, 20.00 feet, to the East quarter section corner of Section 3; thence along the East line of Section 3, South 00° 26' 32" West, 2643.63 feet, to the Southeast corner of Section 3 and the Northeast corner of said

Section 10; thence along the section line common to Sections 3 and 10, North 89° 40' 27" West, 30.00 feet, to a point on the Western line of 60.00 foot Jennings Road; thence along said Western line of Jennings Road, South 00° 27' 42" West, 5289.67 feet, to a point on the section line common to Sections 10 and 15; thence continuing on the Western line of 60.00 foot Jennings Road, South 00° 06' 29" West, 4203.79 feet, to its intersection with the Northern line of West Main Avenue; thence along said Northern line of West Main Avenue, North 82° 41' 21" West, 267.13 feet, to a point on a non-tangent curve from which point a radial line bears South 7° 51' 38" West; thence Westerly along said Northern line of West Main Avenue on said non-tangent curve concave to the South, having a Radius of 4544.57 feet, a Central Angle of 33° 04' 09" and an Arc Length of 2622.97 feet; thence along a radial line, North 25° 12' 31" West, 5.00 feet; thence South 64° 47' 02" West, 434.00 feet; thence North 25° 12' 58" West, 50.00 feet; thence South 64° 47' 02" West, 612.20 feet; thence continuing South 64° 47' 02" West, to the East bank of the San Joaquin River; thence downstream along said East bank of the San Joaquin River to the Southwesterly corner of property conveyed to the City of Modesto by Deed recorded December 13, 1968, as Instrument 39046, in Volume 2251 of Official Records, Page 583, Stanislaus County Records; thence along the Southern line of said City property, said line being 150.00 feet Southerly from the North line of said Section 9, South 89° 40' 40" East, to a point on the Sacramento and San Joaquin Drainage District levee traverse line as shown on the map filed October 12, 1984, in Book 16 of Surveys, Page 48, Stanislaus County Records; thence continuing along said Southern line of the City property, South 89° 40' 40" East, 6829.30 feet, to the Southeastern corner of the City property; thence along the Easterly boundary of the City of Modesto property the following four (4) courses: (1) North 00° 26' 13" East, 2200.00 feet; (2) North 44° 30' 08" West, 1872.65 feet; (3) North 00° 30' 21" East, 130.02 feet; and (4) North 27° 07' 39" West, 2001.49 feet, to a point on the North line of said Section 3; thence along said North line of Section 3, South 89° 33' 45" East, 3552.77 feet, to a point of beginning, containing 1603.460 Acres, more or less.

PARCEL TWO

All that real property in the State of California, County of Stanislaus, being a portion of the West one-half of Section 11, Township 5 South, Range 8 East, Mount Diablo Base and Meridian, described as follows:

Commencing at the 2 inch iron pipe marking the Southwest corner of said Section 11, said pipe being on the centerline of 60.00 foot Jennings Road; thence along the South line of Section 11, South 89°

31' 26" East, 30.00 feet, to the Eastern line of said 60.00 foot Jennings road and the true point of beginning of this description; thence continuing along said South line of Section 11, South 89° 31' 26" East, 2616.23 feet, to the South quarter corner of Section 11; thence along the North-South quarter section line of Section 11, North 00° 28' 00" East, 5257.61 feet, to a point on the Southern line of 60.00 foot Monte Vista Avenue; thence along said Southern line of 60.00 foot Monte Vista Avenue, North 89° 28' 48" West, 2616.69 feet, to its intersection with said Eastern line of 60.00 foot Jennings Road; thence along the Eastern line of 60.00 foot Jennings Road, South 00° 27' 42" West, 5259.63 feet, to the point of beginning, containing 315.863 Acres, more or less.

PARCEL THREE

All that real property in the State of California, County of Stanislaus, being a portion of the East one-half of Section 14, Township 5 South, Range 8 East, Mount Diablo Base and Meridian, described as follows:

Commencing at the 2 inch iron pipe marking the Southeast corner of said Section 14, said pipe being on the centerline of 80.00 foot West Main Avenue; thence along the East line of Section 14, North 00° 08' 00" East, 40.00 feet, to the Northern line of said 80.00 foot West Main Avenue, and the true point of beginning of this description; thence along said Northern line of West Main Avenue, North 89° 33' 23" West, 1292.95 feet; thence continuing Northwesterly, along the Northerly line of West Main Avenue on a tangent curve concave to the Northeast, having a Radius of 1962.64 feet, a Central Angle of 15° 28' 44" and an Arc Length of 530.23 feet; thence continuing along the Northerly line of West Main Avenue, North 74° 04' 39" West, 861.59 feet, to a point on the North-South quarter section line of Section 14; thence along said North-South quarter section line of Section 14, North 00° 07' 02" East, 4944.47 feet, to the North quarter section corner of Section 14; thence along the North line of Section 14, South 89° 31' 26" East, 2621.23 feet, to a point on the Western line of 50.00 foot Vivian Road; thence along said Western line of Vivian Road, South 00° 28' 08" West, 24.96 feet, to its intersection with the Southern line of 50.00 foot Fulkerth Road; thence along said Southern line of Fulkerth Road, South 89° 25' 30" East, 25.15 feet, to a point on said East line of Section 14; thence along the East line of Section 14, South 00° 07' 12" West, 2616.59 feet, to the East quarter section corner of Section 14; thence continuing along the East line of Section 14, South 00° 08' 00" West, 2602.52 feet, to the point of beginning, containing 314.670 Acres, more or less.

PARCEL FOUR

All that real property in the State of California, County of Stanislaus, being portions of Sections 14, 15, 22 and 23, Township 5 South, Range 8 East, Mount Diablo Base and Meridian, described as follows:

Commencing at the section corner common to Sections 13, 14, 23 and 24, above Township and Range, said corner being on the centerline of 80.00 foot West Main Avenue; thence along the East line of said Section 23, South $00^{\circ} 26' 51''$ West, 40.00 feet, to the Southern line of said West Main Avenue and the true point of beginning of this description; thence continuing along said East line of Section 23, South $00^{\circ} 26' 51''$ West, 5269.76 feet, to the Southeast corner of Section 23; thence along the South line of Section 23, North $89^{\circ} 44' 09''$ West, to the East bank of the San Joaquin River; thence downstream along the East bank of the San Joaquin River to a point on the Southeasterly line of said West Main Avenue, said line being 100.00 feet, measured at right angles, Southeasterly from the centerline of West Main Avenue; thence along said Southeasterly line of West Main Avenue, North $64^{\circ} 47' 02''$ East, to a point on the Sacramento and San Joaquin Drainage District levee traverse line as shown on the map filed October 12, 1984 in Book 16 of Surveys, Page 48, Stanislaus County Records; thence North $25^{\circ} 12' 58''$ West, 50.00 feet; thence North $64^{\circ} 47' 02''$ East, 433.98 feet; thence North $25^{\circ} 12' 31''$ West, 5.00 feet, to a point on a non-tangent curve from which point a radial line bears South $25^{\circ} 12' 31''$ East, said line also being the Southerly line of 90.00 foot West Main Avenue; thence Easterly along said non-tangent curve concave to the South, having a Radius of 4454.57 feet, a Central Angle of $41^{\circ} 08' 20''$ and an Arc Length of 3198.42 feet; thence along a non-tangent line, South $74^{\circ} 04' 39''$ East, 711.98 feet; thence North $15^{\circ} 55' 21''$ East, 5.00 feet, to the Southerly line of 80.00 foot West Main Avenue; thence along said Southerly line of West Main Avenue, South $74^{\circ} 04' 39''$ East, 2556.38 feet; thence continuing Easterly along the Southerly line of West Main Avenue on a tangent curve concave to the North, having a Radius of 2042.64 feet, a Central Angle of $15^{\circ} 28' 44''$ and an Arc Length of 551.84 feet; thence continuing along the Southern line of West Main Avenue, South $89^{\circ} 33' 23''$ East, 1293.16 feet, to the point of beginning, containing 742.649 Acres, more or less.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of November, 1984, by Councilmember Bright, who moved its adoption, which motion

being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By John L. Christman
Department of Engineering Services

MODESTO CITY COUNCIL
RESOLUTION NO. 84-911

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED-DEVELOPMENT ZONE, P-D(88), TO ALLOW A CONDOMINIUM PROJECT ON PROPERTY LOCATED NORTH AND SOUTH OF KRUGER DRIVE, EAST OF GRANADA WAY, AND RESCINDING RESOLUTION NOS. 71-448, 71-672, 72-955, 72-1013. (R. K. LOWE)

WHEREAS, the City Council, by Ordinance No. 1112-C.S., effective July 21, 1971, amended Section Map 22-3-9 of the Zoning Map of the City of Modesto to reclassify property located thereon to P-D(88), for a 27-unit, one-story apartment development and related parking on the north and south sides of Kruger Drive, east of Granada Way, and

WHEREAS, Modesto City Council Resolution No. 71-448, which was adopted on May 17, 1971, approved a development plan for Planned-Development Zone, P-D(88), and

WHEREAS, the City Council, by Ordinance No. 1126-C.S., effective September 1, 1971, amended P-D(88) by adding six apartment units and parking on land added to P-D(88) northeast of Crestview Drive, south of Kruger Drive, and

WHEREAS, Modesto City Council Resolution No. 71-672 approved a development plan for Planned-Development Zone, P-D(88), and

WHEREAS, the City Council, by Ordinance No. 1221-C.S., effective September 27, 1972, amended Ordinance No. 1112-C.S. to allow a swimming pool on the north side of Kruger Drive, and

WHEREAS, Modesto City Council Resolution No. 72-955, which was adopted on August 21, 1972, amended Modesto City Council Resolution No. 71-448

to approve an amendment to the development plan for P-D(88), and

WHEPEAS, The City Council, by Ordinance No. 1230-C.S., effective October 25, 1972, amended Ordinance No. 1112-C.S., to allow a second swimming pool south of Kruger Drive, and

WHEREAS, Modesto City Council Resolution No. 72-1013, which was adopted on September 18, 1972, amended Resolution No. 71-448 to approve an amendment to the development plan for P-D(88), and

WHEREAS, a verified application for an amendment to P-D(88) was filed by R. K. Lowe on August 30, 1984, to allow conversion of the 33 existing rental apartments in P-D(88) to a condominium project, property located north and south of Kruger Drive, east of Granada Way, described as follows:

All that portion of Lot 13 of the Broughton Colony as shown on the map filed in Volume 1 of Maps at Page 78, Stanislaus County Records lying in the northwest quarter of Section 22, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Parcel 1:

Commencing at the intersection of the west line of said Section 22 with the westerly prolongation of the north line of said Lot 13; thence North $89^{\circ}53'05''$ East along said north line of Lot 13 and its westerly prolongation thereof, a distance of 887.18 feet to its intersection with the centerline of Granada Way, a 50.00 foot wide public street and the true point of beginning of this description; thence continuing North $89^{\circ}53'05''$ East along said north line of Lot 13 a distance of 428.06 feet to the northeast corner thereof; thence South $0^{\circ}32'07''$ East along the east line of said Lot 13 a distance of 329.76 feet to the southwest corner of the North half of said Lot 13; thence South $89^{\circ}53'36''$ West along the south line of the North half of said Lot 13 a distance of 170.97 feet to the east line of Parcel 3 as shown on the map filed in Volume 3 of Parcel Maps at Page 121, Stanislaus County Records; thence North $0^{\circ}06'24''$ West along said east line of Parcel 3 a distance of 130.22 feet; thence South $89^{\circ}53'36''$ West a distance of 122.20 feet; thence in a westerly direction along a curve concave to the southeast thru a central angle of $21^{\circ}42'56''$, having a radius of 250.00 feet, a curve distance of 94.75 feet; thence North $21^{\circ}49'20''$ West along a radial line a

distance of 72.19 feet; thence in a northerly direction along a curve concave to the East thru a central angle of 21°19'40", having a radius of 250.00 feet, a curve distance of 93.06 feet; thence North 0°29'40" West a distance of 59.34 feet to the point of beginning.

CONTAINING: 2.443 acres gross.

Parcel 2:

Commencing at the northeast corner of said Lot 13, thence South 0°32'07" East along the east line of said Lot 13 a distance of 329.16 feet to the true point of beginning of this description; then continuing South 0°32'07" East along the east line of said Lot 13 a distance of 176.63 feet to the centerline intersection of Crestview Drive, a 60-foot wide public street, thence in a northwesterly direction along the future extension of the centerline of said Crestview Drive the following three (3) courses and distances: 1) along a curve concave to the southeast thru a central angle of 1°14'25", having a radius of 550.00 feet a curve distance of 11.91 feet to a point of reverse curvature; 2) along a curve concave to the northeast thru a central angle of 112°09'15", having a radius of 117.07 feet, a curve distance of 229.16 feet, and 3) North 0°06'24" West a distance of 72.57 feet; thence North 89°53'36" East a distance of 170.97 feet to the point of beginning.

CONTAINING: 0.674 acres.

and

WHEREAS, a public hearing to consider said application for an amendment to P-D(88) was held by the Planning Commission on October 15, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, the Planning Commission, by Resolution No. 84-163, adopted on October 15, 1984, found and determined that amendment of P-D(88) as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The proposed amendment will allow individual ownership of dwelling units rather than only rental occupancy.
2. Conditions of approval including creating of a homeowners association will assure that the property will be maintained and remain compatible with adjacent properties.
3. Application of the City of Modesto Tenant Displacement Policy will assist tenants who may be displaced by the conversion.

and

WHEREAS, by Resolution No. 84-163, adopted October 15, 1984, the Planning Commission recommended to the City Council that P-D(88) be amended for the reasons set forth in Planning Commission Resolution No. 84-163 and quoted above, and

WHEREAS, said matter was set for public hearing before the City Council at its regular meeting place in the Council Chambers, City Hall, 801 11th Street, Modesto, California, on November 20, 1984, at 4:00 p.m., and

WHEREAS, after hearing evidence, both oral and documentary, the Council finds and determines that the application for an amendment to P-D(88) to allow conversion of the 33 existing rental apartments to a condominium project, property located north and south of Kruger Drive, east of Granada Way, should be approved,

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

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned-Development Zone, P-D(88), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan titled "Tentative Condominium Plan, Downey Park View Condominiums" as amended in red, stamped approved by the Planning Commission on October 15, 1984.
2. Prior to sale of any condominiums, a subdivision map shall be recorded.
3. Prior to recordation of a final subdivision map, the developer shall obtain certification from the Chief Building Official that all construction conforms to all building and fire safety standards for condominiums established by the Chief Building Official.
4. Prior to recordation of a final subdivision map, the developer shall obtain certification from the Director of Parks and Recreation that the landscaping and irrigation system generally conforms to City standards and/or any previously approved plans.
5. Prior to City Council approval of a final subdivision map, the subdivider shall submit evidence in a form satisfactory to the City Attorney that there has been created a Homeowner's Association to guarantee common facility maintenance in accordance with the approved plans.
6. The condominium conversion shall be subject to the provisions of the Condominium Conversion Tenant Displacement Policy adopted by the City Council on September 8, 1981.
7. The applicant shall record a "Notice of Conditions" in the Stanislaus County Recorder's Office on a form available in the Planning and Community Development Department.
8. That the development shall be connected to City of Modesto water and sewer service.
9. That all landscaping, fences, and walls shall be maintained and the premises shall be kept free of trash and other debris.
10. That any signs on the premises shall conform to the sign requirements as specified in the R-2 Zone.
11. That the air conditioning units for all dwelling units be located within the courtyard areas not closer than 15 feet to any property line.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D(88):

The condominium conversion to be accomplished in one phase, construction to conform buildings to condominium standards to begin on or before October 15, 1986, and completion to be not later than October 15, 1987.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.2708 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 27 of Title X of the Modesto Municipal Code relating to Planned-Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until Ordinance No. 2302-C.S. becomes effective.

SECTION 6. REPEALS. Modesto City Council Resolution Nos. 71-448, 71-672, 72-955 and 72-1013 are hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of November, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly

seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By *William Mills*
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 84-911

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED-DEVELOPMENT ZONE, P-D(88), TO ALLOW A CONDOMINIUM PROJECT ON PROPERTY LOCATED NORTH AND SOUTH OF KRUGER DRIVE, EAST OF GRANADA WAY, AND RESCINDING RESOLUTION NOS. 71-448, 71-672, 72-955, 72-1013. (R. K. LOWE)

WHEREAS, the City Council, by Ordinance No. 1112-C.S., effective July 21, 1971, amended Section Map 22-3-9 of the Zoning Map of the City of Modesto to reclassify property located thereon to P-D(88), for a 27-unit, one-story apartment development and related parking on the north and south sides of Kruger Drive, east of Granada Way, and

WHEREAS, Modesto City Council Resolution No. 71-448, which was adopted on May 17, 1971, approved a development plan for Planned-Development Zone, P-D(88), and

WHEREAS, the City Council, by Ordinance No. 1126-C.S., effective September 1, 1971, amended P-D(88) by adding six apartment units and parking on land added to P-D(88) northeast of Crestview Drive, south of Kruger Drive, and

WHEREAS, Modesto City Council Resolution No. 71-672 approved a development plan for Planned-Development Zone, P-D(88), and

WHEREAS, the City Council, by Ordinance No. 1221-C.S., effective September 27, 1972, amended Ordinance No. 1112-C.S. to allow a swimming pool on the north side of Kruger Drive, and

WHEREAS, Modesto City Council Resolution No. 72-955, which was adopted on August 21, 1972, amended Modesto City Council Resolution No. 71-448

to approve an amendment to the development plan for P-D(88), and

WHEREAS, The City Council, by Ordinance No. 1230-C.S., effective October 25, 1972, amended Ordinance No. 1112-C.S., to allow a second swimming pool south of Kruger Drive, and

WHEREAS, Modesto City Council Resolution No. 72-1013, which was adopted on September 18, 1972, amended Resolution No. 71-448 to approve an amendment to the development plan for P-D(88), and

WHEREAS, a verified application for an amendment to P-D(88) was filed by R. K. Lowe on August 30, 1984, to allow conversion of the 33 existing rental apartments in P-D(88) to a condominium project, property located north and south of Kruger Drive, east of Granada Way, described as follows:

All that portion of Lot 13 of the Broughton Colony as shown on the map filed in Volume 1 of Maps at Page 78, Stanislaus County Records lying in the northwest quarter of Section 22, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Commencing at the northeast corner of said Lot 13, thence South $0^{\circ}32'07''$ East along the east line of said Lot 13 a distance of 329.16 feet to the true point of beginning of this description; then continuing South $0^{\circ}32'07''$ East along the east line of said Lot 13 a distance of 176.63 feet to the centerline intersection of Crestview Drive, a 60-foot wide public street, thence in a northwesterly direction along the future extension of the centerline of said Crestview Drive the following three (3) courses and distances: 1) along a curve concave to the southeast thru a central angle of $1^{\circ}14'25''$, having a radius of 550.00 feet a curve distance of 11.91 feet to a point of reverse curvature; 2) along a curve concave to the northeast thru a central angle of $112^{\circ}09'15''$, having a radius of 117.07 feet, a curve distance of 229.16 feet, and 3) North $0^{\circ}06'24''$ West a distance of 72.57 feet; thence North $89^{\circ}53'36''$ East a distance of 170.97 feet to the point of beginning.

CONTAINING: 0.674 acres.

and

WHEREAS, a public hearing to consider said application for an amendment to P-D(88) was held by the Planning Commission on October 15, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, the Planning Commission, by Resolution No. 84-163, adopted on October 15, 1984, found and determined that amendment of P-D(88) as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The proposed amendment will allow individual ownership of dwelling units rather than only rental occupancy.
2. Conditions of approval including creating of a homeowners association will assure that the property will be maintained and remain compatible with adjacent properties.
3. Application of the City of Modesto Tenant Displacement Policy will assist tenants who may be displaced by the conversion.

and

WHEREAS, by Resolution No. 84-163, adopted October 15, 1984, the Planning Commission recommended to the City Council that P-D(88) be amended for the reasons set forth in Planning Commission Resolution No. 84-163 and quoted above, and

WHEREAS, said matter was set for public hearing before the City Council at its regular meeting place in the Council Chambers, City Hall, 801 11th Street, Modesto, California, on November 20, 1984, at 4:00 p.m., and

WHEREAS, after hearing evidence, both oral and documentary, the Council finds and determines that the application for an amendment to P-D(88)

to allow conversion of the 33 existing rental apartments to a condominium project, property located north and south of Kruger Drive, east of Granada Way, should be approved,

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

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned-Development Zone, P-D(88), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan titled "Tentative Condominium Plan, Downey Park View Condominiums" as amended in red, stamped approved by the Planning Commission on October 15, 1984.
2. Prior to sale of any condominiums, a subdivision map shall be recorded.
3. Prior to recordation of a final subdivision map, the developer shall obtain certification from the Chief Building Official that all construction conforms to all building and fire safety standards for condominiums established by the Chief Building Official.
4. Prior to recordation of a final subdivision map, the developer shall obtain certification from the Director of Parks and Recreation that the landscaping and irrigation system generally conforms to City standards and/or any previously approved plans.
5. Prior to City Council approval of a final subdivision map, the subdivider shall submit evidence in a form satisfactory to the City Attorney that there has been created a Homeowner's Association to guarantee common facility maintenance in accordance with the approved plans.
6. The condominium conversion shall be subject to the provisions of the Condominium Conversion Tenant Displacement Policy adopted by the City Council on September 8, 1981.

7. The applicant shall record a "Notice of Conditions" in the Stanislaus County Recorder's Office on a form available in the Planning and Community Development Department.
8. That the development shall be connected to City of Modesto water and sewer service.
9. That all landscaping, fences, and walls shall be maintained and the premises shall be kept free of trash and other debris.
10. That any signs on the premises shall conform to the sign requirements as specified in the R-2 Zone.
11. That the air conditioning units for all dwelling units be located within the courtyard areas not closer than 15 feet to any property line.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D(88):

The condominium conversion to be accomplished in one phase, construction to conform buildings to condominium standards to begin on or before October 15, 1986, and completion to be not later than October 15, 1987.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.2708 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 27 of Title X of the Modesto Municipal Code relating to Planned-Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until Ordinance No. 2302 -C.S. becomes effective.

SECTION 6. REPEALS. Modesto City Council Resolution Nos. 71-448, 71-672, 72-955 and 72-1013 are hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of November, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Evelyn L. Johnson*
EVELYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By *William Priddy*
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 84-912

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE INSTALLATION OF AIR CONDITIONING SYSTEM AT
THE MCHENRY MANSION

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

SECTION 1. The plans and specifications for the installation of air conditioning system at the McHenry Mansion

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on December 11, 1984, at 11:05 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of November, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-913**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND STANISLAUS COUNTY TO PROVIDE FOR 25% COUNTY COST SHARING OF FLASHING BEACONS ON PARADISE ROAD AT THE BURBANK SCHOOL

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Stanislaus County to provide for 25% County cost sharing of flashing beacons on Paradise Road at the Burbank School

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of November, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-914

A RESOLUTION AMENDING THE ANNUAL BUDGET OF THE CITY OF
MODESTO FOR FISCAL YEAR 1984-85 TO PROVIDE FOR INSTALLATION
OF PARADISE ROAD FLASHING BEACONS.

WHEREAS, the Council of the City of Modesto has determined that it
is necessary to install Flashing Beacons on Paradise Road at Burbank School,
and

WHEREAS, it is necessary to amend the Annual Budget of the City of
Modesto for fiscal year 1984-85 to provide financing for said project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the Annual Budget of the City of Modesto for fiscal year 1984-85 be
amended as follows:

- (1) The amount of \$15,000 be appropriated in Account No.
6066.00-7116-13, Paradise Road Flashing Beacons.
- (2) The amount of \$15,000 now appropriated in Account No.
6660.00-7102-07, Miscellaneous Resurfacing, be reduced by
\$15,000 to \$951,879.
- (3) The amount of \$15,000 be appropriated in Account No.
70.07-8912-07, Transfers Out, Special Fund for Capital Outlay.
- (4) The amount of \$15,000 be estimated in Account No.
941.07-0990-13, Transfers In, Gas Tax Fund.

BE IT FURTHER RESOLVED that the Director of Finance is hereby
authorized to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of November, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-915

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS TO PROVIDE AND INSTALL FLASHING BEACONS AT PARADISE
ROAD AND PINE TREE LANE AT THE BURBANK SCHOOL

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

SECTION 1. The plans and specifications to provide and install flashing
beacons at Paradise Road and Pine Tree Lane at the Burbank School
copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on December 11, 1984, at 11:00 a.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.


SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 20th day of November, 1984,
by Councilmember Bright, who moved its adoption, which motion
being duly seconded by Councilmember Patterson, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-916

A RESOLUTION ACCEPTING THE BID OF CONCO-WEST, INC. FOR THE EXTENSION OF THE FLOYD AVENUE WATERLINE

WHEREAS, Resolution No.84-845, adopted by the Council of the City of Modesto on October 16, 1984 , approved the plans and specifications for the extension of the Floyd Avenue waterline and authorized the calling for bids; and

WHEREAS, the bids received for the extension of the Floyd Avenue waterline

were opened at 11:00 a.m. on November 6, 1984 , and later tabulated by the Director of Engineering for the consideration of the Council; and

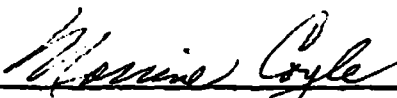
WHEREAS, the Director of Engineering has recommended that the bid of Conco-West, Inc. in the amount of \$19,125 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Conco-West, Inc. in the amount of \$19,125 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of November , 1984 , by Councilmember Bright , who moved its adoption, which motion being duly seconded by Councilmember Patterson , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-917

A RESOLUTION ACCEPTING THE BID OF BOWDEN ELECTRIC FOR THE INSTALLATION OF SECURITY LIGHTING IN SONOMA PARK AND SYLVAN PARK

WHEREAS, Resolution No.84-857, adopted by the Council of the City of Modesto on October 23, 1984, approved the plans and specifications for the installation of security lighting in Sonoma Park and Sylvan Park and authorized the calling for bids; and

WHEREAS, the bids received for the installation of security lighting in Sonoma Park and Sylvan Park were opened at 11:00 a.m. on November 13, 1984, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Bowden Electric in the amount of \$15,257 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Bowden Electric in the amount of \$15,257 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of November, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-918**

**A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE CATERER'S KITCHEN AT
THE MCHENRY MANSION**

**WHEREAS, a report has been filed by the Director of Engineering
that the construction of the caterer's kitchen at
the McHenry Mansion**

has been completed by Tim Ragsdale's Pro Builders, Inc.,

in accordance with the contract agreement dated July 17, 1984.

**NOW, THEREFORE, BE IT RESOLVED that the construction of
the caterer's kitchen at the McHenry Mansion**

be accepted from said contractor, Tim Ragsdale's Pro Builders, Inc.;

**that notice of completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$21,515.84
as provided in the contract, be authorized.**

**The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 20th day of
November, 1984, by Councilmember Bright, who
moved its adoption, which motion being duly seconded by Councilmember
Patterson, was upon roll call carried and the resolution
adopted by the following vote:**

**AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger**

NOES: Councilmembers: None

ABSENT: Councilmembers: None

**ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk**

MODESTO CITY COUNCIL
RESOLUTION NO. 84-919

A RESOLUTION APPROVING SUBSTITUTION OF SUBCONTRACTOR BY GRANITE CONSTRUCTION COMPANY, CONTRACTOR FOR THE GENERAL AVIATION VEHICLE PARKING AREA PROJECT

WHEREAS, the City of Modesto has contracted with the Granite Construction Company for the general aviation vehicle parking area project; and

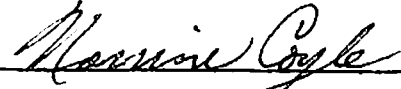
WHEREAS, the prime contractor states the reason for the substitution request is that the listed striping subcontractor, L & P Striping, does not have a valid contractor's license; and

WHEREAS, L & P Striping has been notified of the proposed substitution in conformance with the Government Code and has not submitted written objection to the substitution.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the substitution of New Line Striping as the striping and pavement marking subcontractor for the general aviation vehicle parking area project, replacing L & P Striping.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of November, 1984, by Councilmember Bright , who moved its adoption, which motion being duly seconded by Councilmember Patterson , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: 
NORRINE COYLE, City Clerk

A RESOLUTION REJECTING ALL BIDS FOR FURNISHING ONE USED GAS-POWERED FORKLIFT, AND OPENED IN THE OFFICE OF THE CITY CLERK APRIL 24, 1984; AND ACCEPTING THE BID OF WATTS EQUIPMENT COMPANY FOR FURNISHING ONE GAS-POWERED FORKLIFT, AND OPENED IN THE OFFICE OF THE CITY CLERK OCTOBER 9, 1984

WHEREAS, Resolution No. 84-178, adopted by the City Council of the City of Modesto on April 3, 1984, approved the plans and specifications for furnishing one gas-powered forklift, and because the specifications called for a used machine, and the bids received were for a greater amount than anticipated for used equipment, it is the recommendation of staff that the bids opened April 24, 1984, be rejected; and

WHEREAS, Resolution No. 84-638, adopted by the Council of the City of Modesto on September 11, 1984, approved the plans and specifications for the purchase of one gas-powered forklift and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of one gas-powered forklift were opened at 3:00 p.m. on October 9, 1984, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Watts Equipment Company in the amount of \$16,014 be accepted as the lowest responsible bid.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that all bids received for furnishing one gas-powered forklift and opened in the office of the City Clerk on April 24, 1984, be rejected; and that the bid of Watts Equipment Company opened in the office of the City Clerk on October 9, 1984, be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of November, 1984, by Councilmember Bright , who moved its adoption, which motion being duly seconded by Councilmember Patterson , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-921**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
TOUCHE ROSS AND COMPANY FOR CONSULTING SERVICES TO RESOLVE MAJOR HARDWARE RELATED
ISSUES RAISED BY THE DATA PROCESSING STEERING COMMITTEE**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Touche Ross and
Company for consulting services to resolve major hardware related issues raised
by the Data Processing Steering Committee

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 20th day of
November, 1984, by Councilmember Bright,
who moved its adoption, which motion being duly seconded by Council-
member Patterson, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Morrine Coyle
MORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-922

A RESOLUTION AUTHORIZING THE PARTICIPATION OF THE CITY OF
MODESTO IN A COUNTYWIDE WASTE COMPOSITION ANALYSIS STUDY.

WHEREAS, the Stanislaus County Solid Waste Advisory Committee has
been studying alternatives to improve recycling in Stanislaus County, and

WHEREAS, said Committee believes there is a need to determine the
amount of waste going into the sanitary landfill that could be recycled, and

WHEREAS, said Committee has recommended that a Countywide Waste
Composition Analysis Study be initiated in Stanislaus County, said study to
provide the following:

1. Determine the potential for increased recycling and materials
recovery.
2. Examine the possibility of using municipal solid waste for
waste-to-energy and/or composting.
3. Determine the attitudes of users toward recycling, composting,
and other materials recovery programs.

and

WHEREAS, the Stanislaus County Board of Supervisors, at its meeting
of July 24, 1984, adopted the recommendations of the Stanislaus County Solid
Waste Committee and authorized County staff to proceed with a Request for
Proposals for a solid waste stream analysis, said analysis not to exceed
\$20,000 in cost, which cost would be funded by the cities and county on the
basis of population, and

WHEREAS, the City of Modesto's share of the Countywide Waste
Composition Analysis Study will be \$8,405.61, and

WHEREAS, funds for said study are available in the City's 1984-85 Final Budget, and

WHEREAS, this Council desires to authorize the participation of the City of Modesto in said Countywide Waste Composition Analysis Study,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby authorize the City of Modesto's participation in the above described Countywide Waste Composition Analysis Study.

BE IT FURTHER RESOLVED that the Council hereby authorizes the payment of \$8,405.61 to the Stanislaus County Auditor as the City of Modesto's share of said study.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of November, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-923

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$8,406 FROM CONTINGENCY RESERVE TO FUND THE CITY'S SHARE OF A COUNTY SOLID WASTE COMPOSITION CONSULTANT'S STUDY

BE IT RESOLVED by the Council of the City of Modesto that the following appropriation transfer(s) are approved:

FROM: Contingency Reserve \$8,406.00
(61.02 8911 01)

TO: Professional & Contractual \$8,406.00
Services (235.05 6502 01)

To fund the City's share of a County Solid Waste Composition Consultant's Study.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of November, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-924**

AMENDED

**A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
DONALD H. AND MARGARET D. SCOTT FOR THEIR LEASE OF THE FORMER BOMBERGER PROPERTY
ACQUIRED FOR DRY CREEK PARK**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
amended
that the/agreement between the City of Modesto and Donald H. and
Margaret D. Scott for a one-month extension on removal of the peach trees on the
property, as required in their lease agreement

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 20th day of
November, 19 84, by Councilmember Bright,
who moved its adoption, which motion being duly seconded by Council-
member Patterson, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-925**

AMENDED

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND DONALD H. AND MARGARET D. SCOTT TO ELIMINATE THE PASTURE PORTION OF THEIR LEASE OF PROPERTY ACQUIRED FOR DRY CREEK PARK

BE IT HEREBY RESOLVED by the Council of the City of Modesto
amended
that the /agreement between the City of Modesto and Donald H. and Margaret D. Scott to eliminate the pasture portion of their lease of property acquired for Dry Creek Park (former Scott property)

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of November, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-926**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JAMES E. AND SUSANN A. COLEMAN TO LEASE PASTURE ON PROPERTY ACQUIRED FOR DRY CREEK PARK (FORMER SCOTT PROPERTY)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and James E. and Susann A. Coleman to lease pasture on property acquired for Dry Creek Park (former Scott property)

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of November, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:

Norrine Coyle
NORRINE COYLE, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 84-927

AMENDED

A RESOLUTION APPROVING /AGREEMENT BETWEEN THE CITY OF MODESTO AND JOSEPH S. AND ROZANA OLIVEIRA FOR THEIR OPERATION OF THE SNACK BAR AT THE AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto
amended
that the/ agreement between the City of Modesto and Joseph S. and
Rozanna Oliveira to add a terminal office area and extend their lease for three
more years at the Modesto City-County Airport

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 20th day of
November, 1984, by Councilmember Bright,
who moved its adoption, which motion being duly seconded by Council-
member Patterson, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Morrine Coyle
MORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-928

A RESOLUTION APPROVING THE REQUEST OF ANITA SHOPS, INC. FOR REFUND OF OVER-PAYMENT OF BUSINESS LICENSE TAX IN THE AMOUNT OF \$1,701.32

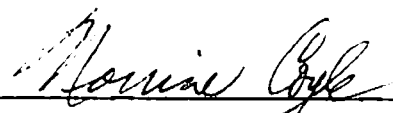
BE IT RESOLVED by the Council of the City of Modesto that the request of Anita Shops, Inc. for a refund of \$1,701.32 for overpayment of business license tax is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of November, 1984, by Councilmember Bright , who moved its adoption, which motion being duly seconded by Councilmember Patterson , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-929

A RESOLUTION ACCEPTING THE MODESTO-CERES AREA WATER MANAGEMENT STUDY FINAL REPORT PREPARED BY JAMES M. MONTGOMERY, CONSULTING ENGINEERS, INC. AND AUTHORIZING IMPLEMENTATION OF THE RECOMMENDED PLAN CONTAINED THEREIN.

WHEREAS, the Council of the City of Modesto has received and considered the Modesto-Ceres Area Water Management Study Final Report (the "Report") prepared by James M. Montgomery, Consulting Engineers, Inc., and

WHEREAS, the recommended plan for future water management as contained in the Report (the "Plan") is a staged program for conjunctive use of groundwater and treated surface water, which is summarized in the Executive Summary of the Report as follows:

"The conjunctive use program is a combination of alternatives including continued use of groundwater under modified pumping patterns and treatment of surface water from the Tuloimne River. All of the study area communities would continue to pump groundwater from existing wells and construct new wells as needed to meet the demands of future urban development. Treated surface water would only be used to supplement existing supplies and allow a reduction in pumpage from the local groundwater basin."

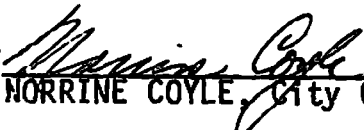
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

1. The Report as prepared and received by the City of Modesto, the Modesto Irrigation District and the City of Ceres is complete and proper, and it is hereby accepted by the City of Modesto.
2. This Council hereby determines as a matter of policy that, within the constraints of the City's powers and purposes as a municipal corporation and its available water resources, expeditiously giving effect to the Plan in a manner that will not be injurious to the City of Modesto in any way is in the best interests of the City and its inhabitants.

3. The appropriate members of the City's staff as selected and directed by the City Manager are hereby authorized and directed to take such action as may be necessary or advisable, subject to the continuing oversight of this Council and its future policy decisions, to carry out the policy determination of this Council to expeditiously implement the Plan for future water management as contained in the Report, including, without limitation, conducting negotiations for contracts with the Modesto Irrigation District, the City of Ceres and Del Este Water Company which can provide a proper basis for revenue bond financing for the water conveyance and treatment facilities contemplated by the Plan.

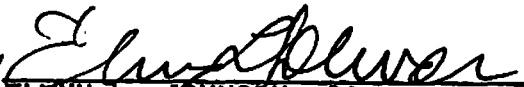
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of December, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-930

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR THE REPLACEMENT OF ELEVEN SECTIONAL STEEL ROLL-UP
DOORS AT THE CORPORATION YARD

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

SECTION 1. The plans and specifications for the replacement of eleven sectional steel roll-up doors at the Corporation Yard copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on December 18, 1984, at 11:00 a.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of December, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-931

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR GRADING AND PAVING OF SIPHERD PARK

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

SECTION 1. The plans and specifications for the grading and paving
of Sipherd Park

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on January 8, 1985, at 11:00 a.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 4th day of December, 1984,
by Councilmember Lang, who moved its adoption, which motion
being duly seconded by Councilmember Sutton, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-932

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR FURNISHING NINETEEN LIFEGUARD CHAIRS

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

SECTION 1. The plans and specifications for the purchase of nineteen lifeguard chairs copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on January 8, 1985, at 3:00 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of December, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-933

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR FURNISHING ATHLETIC AND RECREATIONAL EQUIPMENT

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

SECTION 1. The plans and specifications for the purchase of athletic and recreational equipment

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on January 8, 1985, at 3:05 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of December, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-934

A RESOLUTION ACCEPTING THE BID OF FRIES CORPORATION FOR LAKEWOOD PARK IRRIGATION AND LANDSCAPING

WHEREAS, Resolution No. 84-832, adopted by the Council of the City of Modesto on October 9, 1984 , approved the plans and specifications for the Lakewood Park irrigation and landscaping and authorized the calling for bids; and


WHEREAS, the bids received for the Lakewood Park irrigation and landscaping were opened at 11:05 a.m. on October 30, 1984 , and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Fries Corporation in the amount of \$70,494 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Fries Corporation in the amount of \$70,494 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of December , 1984 , by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-935

A RESOLUTION ACCEPTING THE BID OF DOW HAMMOND FOR FURNISHING ONE CATCH BASIN CLEANER TRUCK

WHEREAS, Resolution No. 84-833, adopted by the Council of the City of Modesto on October 9, 1984, approved the plans and specifications for the purchase of one catch basin cleaner truck and authorized the calling for bids; and

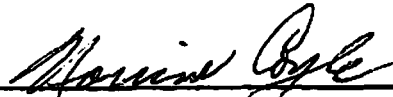
WHEREAS, the bids received for the furnishing of one catch basin cleaner truck were opened at 3:00 p.m. on October 30, 1984, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Dow Hammond in the amount of \$137,707 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Dow Hammond in the amount of \$137,707 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of December, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

A RESOLUTION ACCEPTING THE BID OF A.B. DICK FOR FURNISHING ONE OFFSET PRINTING PRESS

WHEREAS, Resolution No. 84-532, adopted by the Council of the City of Modesto on August 7, 1984 , approved the plans and specifications for the purchase of one offset printing press

and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of one offset printing press

were opened at 3:00 p.m. on August 28, 1984 , and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of A.B. Dick in the amount of \$12,563 be accepted as the lowest responsible bid.


NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of A.B. Dick in the amount of \$12,563 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of December , 19 84, by Councilmember Lang , who moved its adoption, which motion being duly seconded by Councilmember Sutton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-937

**A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE ASPHALTIC CONCRETE
OVERLAYS OF VARIOUS CITY STREETS, 1984-85**

WHEREAS, a report has been filed by the Director of Engineering
that the construction of the asphaltic concrete overlays
of various City streets, 1984-85

has been completed by The Flintkote Company

in accordance with the contract agreement dated July 3, 1984.

NOW, THEREFORE, BE IT RESOLVED that the construction of
asphaltic concrete overlays of various City streets, 1984-85
be accepted from said contractor, The Flintkote Company;

that notice of completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$296,339.70
as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 4th day of
December, 1984, by Councilmember Lang, who
moved its adoption, which motion being duly seconded by Councilmember
Sutton, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-938**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO, STANISLAUS COUNTY, SAN JOAQUIN COUNTY AND THE FIRM OF HODGES & SHUTT TO CONDUCT THE REGIONAL AIRPORT STUDY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto, Stanislaus County, San Joaquin County and the firm of Hodges & Shutt to conduct the regional airport study

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of December, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-939

A RESOLUTION ACCEPTING THE ROBERTI-Z'BERG URBAN OPEN SPACE AND RECREATION GRANT FOR THE PURCHASE AND INSTALLATION OF PLAY APPARATUS AT LAKEWOOD PARK.

WHEREAS, at its meeting of October 23, 1984, the City Council adopted Resolution No. 84-597 approving an application for a grant funded by the Roberti-z'berg Urban Open Space and Recreation Program for the Lakewood Park play apparatus project, and

WHEREAS, the City of Modesto has been notified that its grant application for the purchase and installation of play apparatus at Lakewood Park has been approved,

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that it does hereby accept the Roberti-z'berg Urban Open Space and Recreation Program grant in the amount of \$30,244 for the purchase and installation of play apparatus at Lakewood Park.

BE IT FURTHER RESOLVED that the execution of the grant acceptance by the City's designated official, Garth Lipsky, City Manager, be and it is hereby authorized.

BE IT FURTHER RESOLVED that the City Manager is authorized to execute and submit all documents, including but not limited to amendments, payment requests, and other documents which may be necessary regarding the aforementioned grant.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of December, 1984, by Councilmember Lang, who moved its adoption, which motion

being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-940

A RESOLUTION ACCEPTING THE ROBERTI-Z'BERG URBAN OPEN SPACE AND RECREATION GRANT FOR THE PURCHASE AND INSTALLATION OF PLAY APPARATUS AT SIPHERD PARK.

WHEREAS, at its meeting of October 23, 1984, the City Council adopted Resolution No. 84-598 approving an application for a grant funded by the Roberti-z'berg Urban Open Space and Recreation Program for the Sipherd Park play apparatus project, and

WHEREAS, the City of Modesto has been notified that its grant application for the purchase and installation of play apparatus at Sipherd Park has been approved,

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that it does hereby accept the Roberti-z'berg Urban Open Space and Recreation Program grant in the amount of \$30,244 for the purchase and installation of play apparatus at Sipherd Park.

BE IT FURTHER RESOLVED that the execution of the grant acceptance by the City's designated official, Garth Lipsky, City Manager, be and it is hereby authorized.

BE IT FURTHER RESOLVED that the City Manager is authorized to execute and submit all documents, including but not limited to amendments, payment requests, and other documents which may be necessary regarding the aforementioned grant.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of December, 1984, by Councilmember Lang, who moved its adoption, which motion

being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

:

MODESTO CITY COUNCIL
RESOLUTION NO. 84-941

A RESOLUTION VACATING AND ABANDONING A 10-FOOT PUBLIC UTILITY EASEMENT IN BLOCK 13530 IN THE CITY OF MODESTO PURSUANT TO THE CALIFORNIA STREETS AND HIGHWAYS CODE.

WHEREAS, the California Streets and Highways Code authorizes a city council, by resolution, to summarily vacate easements, and

WHEREAS, there is an easement on the real property located in Block 13530 in the City of Modesto, described in Exhibit "A" attached hereto, which is a 10-foot public utility easement, and

WHEREAS, the Council finds and declares that:

1. The vacation is made pursuant to Chapter 4 (Sections 8330 et seq.) of Part 3 of Division 9 of the Streets and Highways Code.
2. The date of dedication or acquisition of the easement is less than five years, and more than one year, immediately preceding the proposed vacation, and the easement was not used continuously since that date.
3. That from and after the date this resolution is recorded, the easement vacated will no longer constitute a public utility easement.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the public utility easement located in Block 13530 in the City of Modesto which is described in Exhibit "A", which is attached hereto and incorporated by reference herein, be and it is hereby vacated and abandoned, such vacation and abandonment to be effective upon the recording of a certified copy of this resolution in the Stanislaus County Recorder's Office.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of December, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By John L. Chutkan
Engineering Services Department

VACATE AND ABANDON A 10-FOOT PUBLIC UTILITY EASEMENT IN BLOCK 13530

All that real property in the State of California, County of Stanislaus, City of Modesto, being a portion of the Southwest quarter of Section 12, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, also being a portion of Parcel "A", as per map filed August 17, 1977 in Book 25 of Parcel Maps, Page 83, Stanislaus County Records, described as follows:

A 10.00 foot wide public utility easement the centerline of which is described as follows:

Commencing at the Northwestern corner of said Parcel "A"; thence along the Western line of Parcel "A", South $00^{\circ} 14' 17''$ East, 49.11 feet; thence along a line parallel with and 49.00 feet South of the North line of parcel "A", North $85^{\circ} 53' 31''$ East, 10.02 feet, to the true point of beginning of this description; thence continuing along said parallel line, North $85^{\circ} 53' 31''$ East, 79.74 feet, to a point which is 60.00 feet West of the East line of said Parcel "A"; thence along a line parallel with and 60.00 feet West of the East line of said Parcel "A", South $00^{\circ} 12' 07''$ East, 35.00 feet, to a point 63.66 feet North of the South line of said Parcel "A" and the end of this description.

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-942**

A RESOLUTION SETTING TIME AND PLACE FOR HEARING FOR PROPOSED FEE ADJUSTMENTS RELATING TO LAND DEVELOPMENT, STREET ENCROACHMENT PERMITS, BUILDING INSPECTION, SEWER AND WATER INSPECTIONS, REIMBURSEMENT AGREEMENTS, AND DOCUMENT REPRODUCTION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that December 18, 1984, at 4:00 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of proposed fee adjustments relating to land development, street encroachment permits, building inspection, sewer and water inspections, reimbursement agreements, and document reproduction.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of December, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-943**

**A RESOLUTION SETTING TIME AND PLACE FOR HEARING FOR CITY'S APPLICATION
FOR FISCAL YEAR 1985 RENTAL REHABILITATION GRANT FUNDS**

BE IT HEREBY RESOLVED by the Council of the City of Modesto that December 11, 1984, at 7:30 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of the City's application for fiscal year 1985 Rental Rehabilitation grant funds.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th. day of December, 19 84, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-944

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO
CONFIRMING CANVASS BY CITY CLERK OF A SPECIAL MUNICIPAL
ELECTION HELD IN THE CITY OF MODESTO ON NOVEMBER 6, 1984,
AND DECLARING RESULTS OF SAID ELECTION.

WHEREAS, the Council of the City of Modesto (herein called the "Council") duly called and ordered held in the City of Modesto (herein called "City") a special municipal election (herein called the "election") for the purpose of submitting to the qualified electors thereof an Advisory Measure to advise the Council on whether an existing sanitary sewer trunk line in Yosemite Boulevard should be extended from its present terminus at Lincoln Avenue east to Claus Road, and

WHEREAS, the election was consolidated with the general election held on Tuesday, November 6, 1984, and

WHEREAS, the election was held on TUESDAY, November 6, 1984, in accordance with law and the proceedings of this Council, and the votes thereat received and canvassed, and the returns thereof ascertained, determined and declared in all respects as required by law, and

WHEREAS, the returns of said election have been canvassed in accordance with law and said proceedings and the City Clerk has certified the results of the election to the Council,

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

1. Said canvass as shown by said certification by the City Clerk and the results of the election are hereby ratified, confirmed and approved.

2. At the election the following advisory measure (herein called the "measure") was submitted to the electors of the City and the number of votes given in the City for and against said advisory measure was as follows:

	<u>Total Votes For</u>	<u>Total Votes Against</u>
<u>MEASURE F</u>		
Sewer Trunk Extension Advisory Measure	22,809	15,562

3. More than a majority of all of the votes cast at the election on Measure F were in favor of said Advisory Measure and said Sewer Trunk Extension Advisory Measure did carry and was approved and ratified by a majority of the qualified voters voting on said Advisory Measure.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of December, 1984, by Councilmember Lang, who moved its adoption, which motion

being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-945

A RESOLUTION ESTABLISHING CHARGES AND FEES FOR ACTIVITIES AND SERVICES AT THE MODESTO CITY-COUNTY AIRPORT/HARRY SHAM FIELD, AND SUPERSEDING RESOLUTION NO. 83-123.

WHEREAS, Section 7-3.401 of the Modesto Municipal Code authorizes the Council, by resolution, to establish charges and fees for activities and services at the Modesto City-County Airport/Harry Sham Field,

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

SECTION 1. HANGARS. Rental charges for the rental of hangars at the Modesto City-County Airport/Harry Sham Field are hereby established as follows, payable in advance:

(a) T-Hangars:

Hangar No. A	\$66.00 per unit per month.
End Units	\$79.00 per unit per month.
Hangar No. B	\$73.00 per unit per month.
End Units	\$90.00 per unit per month.
Hangar No. C	\$75.00 per unit per month.
End Units	\$92.00 per unit per month.
Hangar No. D	\$77.00 per unit per month.
End Units	\$91.00 per unit per month.
Hangar No. E	\$103.00 per unit per month.
End Units	\$121.00 per unit per month.
Hangar No. F	\$103.00 per unit per month.
End Units	\$121.00 per unit per month.

Hangar No. G \$114.00 per unit per month.

Hangar No. H \$114.00 per unit per month.

Hangar No. J \$114.00 per unit per month.

A five percent (5%) discount will be made in any of the above rental charges when a year's lease is entered into and the year's rental charges are paid in advance.

(b) Storage Hangars:

Hangar No. 1 \$1,200.00 per month (\$.08 per square foot per month) plus office space at \$.22 per square foot per month

Hangar No. 2 \$ 480.00 per month (\$.08 per square foot per month) plus office space at \$.22 per square foot per month

Hangar No. 3 \$ 324.00 per month (\$.09 per square foot per month) plus office space at \$.22 per square foot per month

Hangar No. 4 \$ 432.00 per month (\$.09 per square foot per month) plus office space at \$.22 per square foot per month

Hangar No. 5 \$ 540.00 per month (\$.09 per square foot per month) plus office space at \$.22 per square foot per month

Hangar No. 6 \$ 324.00 per month (\$.09 per square foot per month) plus office space at \$.22 per square foot per month

SECTION 2. TIE-DOWN FEES. Tie-down charges and fees at the Modesto City-County Airport/Harry Sham Field are hereby established as follows, payable in advance:

- (a) Tail-in Tie-Down - Permanent, light single and multi-engine (under 12,500 lbs) \$26.00 per month.
- (b) Taxi-in Tie-Down - Permanent, light single and multi-engine aircraft (under 12,500 lbs) \$53.00 per month.
- (c) Taxi-in Tie-Down - Permanent, large multi-engine (over 12,500 lbs) \$.015 per square foot per month.
- (d) Taxi-in Tie-Down - Transient, light single-engine aircraft (under 12,500 lbs) \$2.00 per day.
- (e) Taxi-in Tie-Down - Transient, light multi-engine aircraft (under 12,500 lbs) \$4.00 per day.
- (f) Taxi-in Tie-Down - Transient, large multi-engine aircraft (over 12,500 lbs) \$6.00 per day.
- (g) Taxi-in Tie-Down - Transient, large four-engine aircraft (over 12,500 lbs) \$8.00 per day.

A five (5%) percent discount will be made in the rental charges set forth in subparagraphs (a), (b), and (c), above when a year's lease is entered into and the year's rental charges are paid in advance.

A volume discount may be given to Fixed Base Operators (FBO's) that operate flight schools for light single and multi-engine aircraft (under 12,500 pounds) for tie-down spaces as set forth in subsections (a) and (b) above. For every two tail-in tie-down spaces the FBO agrees to lease, one taxi-in tie-down may be leased for the same price as a tail-in tie-down.

Overnight tie-downs of aircraft belonging to or in the custody or possession of a lessee at the Modesto City-County Airport/Harry Sham Field shall be subject to the normal tie-down charge as specified by this section.

SECTION 3. OFFICE SPACE. The charge for office space at the Modesto City-County Airport/Harry Sham Field is hereby established as follows:

- (a) Office Building No. 1 \$466.00 per month.
- (b) Office Building No. 2,
Suite A \$225.00 per month.
- (c) Office Building No. 2,
Suite B \$139.00 per month.
- (d) Hangar Office Space \$.22 per square foot
per month

SECTION 4. NONSCHEDULED TRANSIENT AIRCRAFT CARRYING PASSENGERS

AND/OR CARGO FOR HIRE. Aircraft landing at the Modesto City-County

Airport/Harry Sham Field shall pay a landing fee as follows:

- (a) All light single and multi-engine aircraft, \$10.00 per landing.
- (b) All large single and multi-engine aircraft, \$.60 per 1,000 pounds gross weight, but not less than \$10.00 per landing.
- (c) All transient aircraft owned and operated by individuals, companies and corporations carrying their own products shall not be charged for the first two (2) trips per calendar month; all other trips for the same calendar month shall be charged for at the same rates applied to non-scheduled aircraft carrying cargo for hire.
- (d) No landing fee shall be charged for any aircraft which lands at the airport due to any mechanical or other emergency, except weather, provided that such emergency is reported to the Airport Control Tower prior to landing.

SECTION 5. PERMANENTLY BASED COMMERCIAL SERVICES. Any person

engaging in a commercial enterprise permanently based at the Modesto City-County Airport/Harry Sham Field shall pay to the City a fee equivalent to the City Business License Fees set forth in Chapter I of Title VI of the Modesto Municipal Code, except that a maximum fee of \$100 will be paid for each aircraft sold, for the privilege of engaging in business in the City of

Modesto and on the Airport. Said sum shall be payable at the time and in the manner provided for in Chapter I of Title VI of the Modesto Municipal Code.

SECTION 6. FUEL FLOWAGE FEES. A fuel flowage fee of six cents (\$.06) per gallon of fuel sold on the Airport, beginning January 1, 1985, increasing to seven cents (\$.07) on January 1, 1986, shall be collected for the City of Modesto by the fuel vendors, except that reduced fuel flowage fees collected from scheduled air carriers can be negotiated for volume purchases.

SECTION 7. TEMPORARILY BASED COMMERCIAL SERVICES. Any person engaging in a commercial enterprise, temporarily based at the Modesto City-County Airport/Harry Sham Field, shall pay to the City a license fee in the sum of Two Hundred and no/100ths (\$200.00) Dollars, payable in advance.

Each such operator shall also pay to the City an additional sum of Ninety and no/100ths (\$90.00) Dollars per month, or any portion thereof, payable in advance, for the privilege of using the Airport and its facilities.

SECTION 8. MOTOR VEHICLE STORAGE CHARGES. Any person who parks a motor vehicle at the Modesto City-County Airport/Harry Sham Field for longer than thirty (30) days at a time shall pay to the City a parking fee of Twenty-five and no/100ths (\$25.00) Dollars per month, payable in advance.

SECTION 9. PENALTIES. A five (5%) percent penalty charge shall be made on any of the charges and fees established by this resolution when such charges and fees are not paid within thirty (30) days after they are due and payable.

SECTION 10. EFFECTIVE DATE. This resolution shall go into effect and be in full force and operation on January 1, 1985.

SECTION 11. SUPERSEDE: This resolution supersedes Resolution No. 83-123 adopted by the City Council on March 1, 1983, and which became effective on April 1, 1983.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of December, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:



NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 

ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-946

A RESOLUTION ACCEPTING TRANSFER OF OWNERSHIP OF A BUS SHELTER LOCATED AT NINTH AND I STREETS IN THE CITY OF MODESTO FROM THE COUNTY OF STANISLAUS TO THE CITY OF MODESTO.

WHEREAS, the County of Stanislaus owns a bus shelter located at Ninth and I Streets in the City of Modesto, and

WHEREAS, the County has requested that ownership of said bus shelter be transferred from the County of Stanislaus to the City of Modesto so that maintenance of the shelter can be provided by the City, and

WHEREAS, said request was considered by the City-County Joint Transportation Committee at its meeting of November 20, 1984, and the Committee recommended that the ownership of said bus shelter be transferred from the County of Stanislaus to the City of Modesto, and

WHEREAS, the Council of the City of Modesto has considered said request and recommendation and is willing to accept ownership of said bus shelter,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby accepts transfer of ownership of the above described bus shelter located at Ninth and I Streets in the City of Modesto from the County of Stanislaus and the City Manager is authorized to take whatever action may be required to complete said transfer.

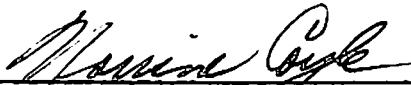
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of December, 1984, by Councilmember Lang, who moved its adoption, which motion

being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-947

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO AUTHORIZING THE SUBMITTAL OF A REQUEST FOR RECERTIFICATION OF THE CITY'S URBAN DEVELOPMENT ACTION GRANT/POCKET OF POVERTY DETERMINATION OF ELIGIBILITY.

WHEREAS, the U. S. Department of Housing and Urban Development (HUD) and the U. S. Bureau of the Census, have previously approved the City of Modesto's Urban Development Action Grant/Pocket of Poverty Determination of Eligibility, and

WHEREAS, HUD has notified the City of Modesto that the City's Urban Development Action Grant/Pocket of Poverty Determination of Eligibility is expiring and that recertification is necessary, and

WHEREAS, the City of Modesto is desirous of obtaining recertification of said Urban Development Action Grant/Pocket of Poverty Determination of Eligibility,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby authorize the submittal to HUD of a request for recertification of the City of Modesto's Urban Development Action Grant/Pocket of Poverty Determination of Eligibility.

BE IT FURTHER RESOLVED that the City Manager is authorized to sign such forms, requests, preapplications, applications and other documents as may be required for the City of Modesto to request and obtain recertification of its Urban Development Action Grant/Pocket of Poverty Determination of Eligibility.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of December, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-948**

A RESOLUTION APPOINTING MEMBER OF THE STANISLAUS COUNTY ECONOMIC DEVELOPMENT CORPORATION (HARLAN WESTENBERG) AS THE CITY'S REPRESENTATIVE

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions;

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

SECTION 1. The following person is hereby appointed to the Stanislaus County Economic Development Corporation as the City's representative:

Harlan Westenberg

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the Stanislaus County Economic Development Corporation and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of December, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-949

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF IMPROVEMENTS ALONG CERTAIN STREETS IN THE CITY OF MODESTO (BEVERLY DRIVE, MELROSE AVENUE, FIORI AVENUE AND DAWN DRIVE)

WHEREAS, Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of certain improvements may be required; and

WHEREAS, the Council, did, on November 6, 1984, adopt its Resolution No. 84-896, ordering the installation of certain improvements along certain streets in the City of Modesto, as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

WHEREAS, the Council did by said resolution, set the 11th day of December, 1984, at 7:30 o'clock p.m., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work; and

WHEREAS, the Superintendent of Streets has caused notices to be given as directed by said Resolution No. 84-896; and

WHEREAS, at the time set for hearing the protests and objections, if any, to the proposed work, the said Council proceeded to hear the same.

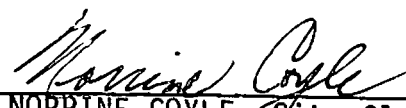
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. All protests and objections of any kind or nature whatsoever to the proposed work as set forth in the notices which are attached hereto, and incorporated by reference herein, are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project as to the properties described in the notices in accordance with the provisions of Resolution No. 84-896 and Chapter 27, Part 3, of Division 7 of the Streets and Highways Code of the State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of December, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: 
NORRINE COYLE, City Clerk

SCHEDULE "A"

- a. Sidewalk along Paradise Road at 1027 Paradise Road and 1000 Beverly Drive, a portion of Block 4014 (Eugene R. Abel)
- b. Curb at 1405 Melrose Avenue, a portion of Block 1190 (Masrop A. Akers)
- c. Curb at 1233 Fiori Avenue, Lot 4 of Block 1125 (William D. Ford)
- d. Curb at 1217 Fiori Avenue, Lot 8 of Block 1125 (Geoff O. Lish)
- e. Curb along Fiori Avenue at 521 E. Roseburg Avenue, Lot 9 of Block 1125 (Nisonger and Peterson)
- f. Curb along Dawn Drive at 1312 Melrose Avenue, a portion of Block 1138 (Renaldo S. Ratto)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-950

A RESOLUTION DENYING THE APPEAL OF BRIGHT DEVELOPMENT TO A DECISION OF THE PLANNING COMMISSION DENYING AN APPLICATION TO AMEND THE DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(163), AND AFFIRMING THE DECISION OF THE PLANNING COMMISSION.

WHEREAS, the City Council, by Ordinance No. 1628-C.S., which was adopted on July 18, 1977, and which became effective on August 17, 1977, amended Section 8-3-9 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(163), property located on the west side of the Tidewater Southern Railroad Tracks, north of Standiford Avenue, and

WHEREAS, City Council Resolution No. 77-723, which was adopted on July 11, 1977, approved the development plan for P-D(163), to permit construction of a zero lot line small lot residential development, and

WHEREAS, a verified application for an amendment to Planned Development Zone, P-D(163), was filed by Bright Development on August 13, 1984, to amend the approved development plan for P-D(163) to allow duplex and triplex development along the Standiford Avenue frontage of the property located on the north side of Standiford Avenue both east and west of Winegarden Drive, and

WHEREAS, Section 10-2.2708 of the Modesto Municipal Code authorizes the Planning Commission to approve revisions to the development plan of a Planned Development Zone, and

WHEREAS, a public hearing was held by the Planning Commission on September 17, 1984, and continued to October 15, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, thereafter, by Resolution No. 84-171 adopted by the Planning Commission on November 5, 1984, the Planning Commission denied the application to amend the development plan for P-D(163) for the reason set forth in said Planning Commission Resolution No. 84-171, and

WHEREAS, an appeal to the decision of the Planning Commission denying the requested amendment to the development plan for P-D(163) was filed with the City Council of the City of Modesto by a letter dated November 6, 1984, from Bright Development, and

WHEREAS, said matter was set for public hearing before the City Council at its regular meeting place located in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, at 7:30 p.m. on December 11, 1984, and

WHEREAS, at said meeting, said Council, after hearing evidence both oral and documentary, found and determined that the appeal filed by Bright Development should be denied for the reason set forth in Planning Commission Resolution No. 84-171 and quoted below, and the decision of the Planning Commission should be affirmed:

The proposed duplexes and triplexes would not be compatible with the zero-lot line single-family residential development pattern established in the north portion of the Vineyard subdivision.

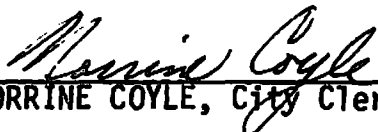
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal filed by Bright Development to the decision of the Planning Commission, as set forth in Planning Commission Resolution No. 84-171, denying an amendment to the approved development plan for Planned Development Zone, P-D(163), is denied for the reason set forth above, and the decision of the Planning Commission denying the requested amendment is hereby affirmed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of December, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside

NOES: Councilmembers: Patterson, Mayor Mensinger

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-951

A RESOLUTION DENYING THE APPEAL OF BRIGHT DEVELOPMENT TO A PLANNING COMMISSION DECISION CONCERNING THE TENTATIVE SUBDIVISION MAP OF VINEYARD NO. 4 LOCATED NORTH OF STANDIFORD AVENUE EAST AND WEST OF WINEGARDEN DRIVE.

WHEREAS, the tentative map of the Vineyard No. 4 Subdivision was filed in the office of the Secretary of the Planning Commission on August 13, 1984, in accordance with the provisions of Section 4-4.401 of the Modesto Municipal Code, and

WHEREAS, copies of said tentative map were sent to the Sylvan Union School District, Modesto High School District, Modesto Irrigation District, the local utility companies, the City Engineering Services Department and the City Parking and Traffic Department, and

WHEREAS, city services, including sewer and water facilities are available to said subdivision, and

WHEREAS, the subdivision area can be served by elementary schools in the Sylvan Union School District, and by Fire Station #6 at Standiford Avenue and Hahn Drive, two miles distant, and

WHEREAS, the tentative map was filed in conjunction with an application for a P-D zoning amendment to allow duplexes and three triplexes along the Standiford Avenue frontage of the subdivision and said P-D zoning application was denied by the Planning Commission by its Resolution No. 84-171, and

WHEREAS, the decision of the Planning Commission denying said P-D zoning application was appealed to the City Council which, by its Resolution

No. 84-950, upheld the decision of the Planning Commission and denied the appeal, and

WHEREAS, a public hearing was held by the Planning Commission on said tentative map on September 17, 1984, and continued to October 15, 1984, and continued again to November 5, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearing evidence both oral and documentary was received and considered, and

WHEREAS, at the conclusion of said hearing the Planning Commission by Resolution No. 84-172, found and determined that the tentative map of Vineyard No. 4 Subdivision filed in the office of the Secretary of the Planning Commission on August 13, 1984, should be denied, for the reasons set forth in Planning Commission Resolution No. 84-172 and quoted below:

1. The subdivision accompanied an application for P-D(163) zoning amendment to allow duplex/triplex development on the property, and the proposed zoning amendment was denied by the Planning Commission.
2. The proposed subdivision would not be consistent with the existing P-D(163) zoning of the property.

and

WHEREAS, said tentative map of Vineyard No. 4 Subdivision was denied by the Planning Commission, for the reasons set forth in said Planning Commission Resolution No. 84-172, and

WHEREAS, an appeal of the Planning Commission's denial of the tentative map was filed with the Office of the City Clerk by Bright Development by letter dated November 6, 1984, and

WHEREAS, said appeal was set for public hearing before the City Council at its regular meeting place located in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, at 7:30 p.m. on December 11, 1984, and

WHEREAS, at said meeting, after hearing evidence both oral and documentary, the Council of the City of Modesto found and determined that said appeal to the denial of the tentative map should be denied and the decision of the Planning Commission affirmed for the reasons set forth in Planning Commission Resolution No. 84-172, and

WHEREAS, at said meeting, the Council reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a Negative Declaration in regard to the environmental impact of the proposed tentative subdivision map.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines that the appeal of Bright Development to the denial of the tentative map by the Planning Commission in its Resolution No. 84-172 is hereby denied for the reasons set forth in Planning Commission Resolution No. 84-172, and quoted above, and the decision of the Planning Commission affirmed.

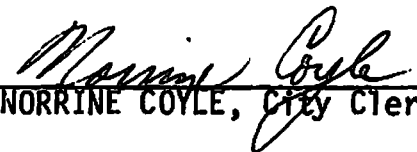
BE IT FURTHER RESOLVED by the Council that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the proposed subdivision.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of December, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Whiteside

NOES: Councilmembers: Patterson, Mayor Mensinger

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-952

A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN AN APPLICATION FOR RENTAL REHABILITATION GRANT FUNDS FOR FISCAL YEAR 1985.

BE IT RESOLVED by the Council of the City of Modesto that the submission of an application for Rental Rehabilitation Grant Funds for fiscal year 1985 for the purpose of:

1. \$76,000 for the rehabilitation of approximately 15 rental units;
2. Utilization of 15 Section 8 Housing Certificates provided for assisting lower income tenants;

as recommended by the Housing Program Officer be, and hereby is, approved.

BE IT FURTHER RESOLVED that the execution of the application by the City's designated official, Garth Lipsky, City Manager, be and it is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of December, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly

seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-953

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR FURNISHING ONE OPTICAL CHARACTER READER

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

SECTION 1. The plans and specifications for purchase of one optical
character reader

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on January 8, 1985, at 3:10 p.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 11th day of December, 1984,
by Councilmember Whiteside, who moved its adoption, which motion
being duly seconded by Councilmember Lang, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-954

A RESOLUTION REJECTING ALL BIDS FOR FURNISHING ONE SERVICE VAN WITH AERIAL LIFT, AND OPENED IN THE OFFICE OF THE CITY CLERK ON NOVEMBER 27, 1984, AND AUTHORIZING NEW CALL FOR BIDS

WHEREAS, Resolution No. 84-880, adopted by the Council of the City of Modesto on November 6, 1984, approved the plans and specifications for furnishing one service van with aerial lift, and authorized the call for bids; and

WHEREAS, the bids received for the furnishing of one service van with aerial lift, were opened at 3:00 p.m. on November 27, 1984, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, because of numerous exceptions taken to the specifications by all dealers, the omission of a manufacturer's warranty statement by four out of the five bidders and an incorrectly speced seat requirement, the bids could not be evaluated on an equal basis, and it is recommended all bids be rejected and the unit be rebid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that all bids received for the furnishing of one service van with aerial lift, and opened in the office of the City Clerk on November 27, 1984, are hereby rejected.

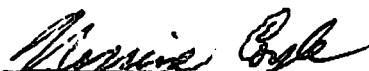
BE IT FURTHER RESOLVED by the Council of the City of Modesto that new call for bids for furnishing one service van with aerial lift to be opened January 2, 1985, at 3:00 p.m. is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of December, 1984, by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Lang , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-955

A RESOLUTION AUTHORIZING THE CONVEYANCE OF CITY OWNED PROPERTIES TO THE REDEVELOPMENT AGENCY OF THE CITY OF MODESTO (COMMUNITY CENTER SITE AND LINCOLN SCHOOL SITE).

WHEREAS, the City of Modesto owns properties in Blocks 66, 130 and 132 of the City of Modesto known as the Lincoln School Site, and

WHEREAS, said properties are located within the Modesto Redevelopment Project area, and

WHEREAS, in order for the Redevelopment Agency to carry out the Modesto Redevelopment Project, title to said properties should vest in the Redevelopment Agency of the City of Modesto.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby authorizes the conveyance of title to all of the City owned properties in Blocks 66, 130 and 132 of the City of Modesto to the Redevelopment Agency of the City of Modesto.

BE IT FURTHER RESOLVED that the City Manager and City Clerk are hereby authorized to execute grant deeds conveying the above described properties from the City of Modesto to the Redevelopment Agency of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of December, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly

seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton

NOES: Councilmembers: Patterson

ABSENT: Councilmembers: Whiteside, Mayor Mensinger

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-956

A RESOLUTION AMENDING THE ANNUAL BUDGET OF THE CITY OF MODESTO FOR FISCAL YEAR 1984-85 TO AMEND THE GENERAL FUND TO PROVIDE A LOAN OF \$1,187,500 TO THE REDEVELOPMENT AGENCY OF THE CITY OF MODESTO.

WHEREAS, the City of Modesto and the Redevelopment Agency of the City of Modesto (RDA) entered into a Cooperation Agreement dated October 26, 1982 that allows the City to advance funds to the RDA, and

WHEREAS, the City of Modesto has previously advanced funds for the RDA, and

WHEREAS, the RDA needs an additional advance from the City to finance development related costs, and

WHEREAS, it is necessary to amend the Annual Budget of the City of Modesto for fiscal year 1984-85 to amend the General Fund (Fund No. 01) to provide for the additional advance of \$1,187,500 to the RDA,

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

1. The amount of \$1,187,500 now appropriated in account 61.09/8911, Reserve for Convention Center of the General Fund (Fund No. 01) be reduced \$1,187,500 to \$-0-.
2. That a loan of \$1,187,500 is made to the RDA from the General Fund (Fund No. 01).
3. That said loan shall earn interest of 12 percent per annum.
4. That repayment of said loan, principal and interest, shall be made to the City of Modesto in accordance with the provisions of the Cooperation Agreement between the City of Modesto and the RDA dated October 26, 1982.

BE IT FURTHER RESOLVED that the Director of Finance is hereby authorized to take the necessary steps to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of December, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Bright, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton

NOES: Councilmembers: Acting Mayor Patterson

ABSENT: Councilmembers: Whiteside, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-957

A RESOLUTION OF INTENTION TO VACATE AND ABANDON TENTH STREET BETWEEN "K" AND "L" STREETS AND TWO PUBLIC ALLEYS IN BLOCKS 58 AND 66 IN THE CITY OF MODESTO.

WHEREAS, the City Council referred to the Planning Commission, for a report and recommendation, a City initiated proposal to vacate and abandon Tenth Street between "K" and "L" Streets and the two alleys in Blocks 58 and 66 in the City of Modesto, and

WHEREAS, the street and alley abandonments are proposed to combine Blocks 58 and 66 as a site for development of a community center project, and

WHEREAS, fee title to the street and alley rights-of-way will vest in the Redevelopment Agency of the City of Modesto, and

WHEREAS, the proposed street and alley abandonments have been referred to affected City departments and the local utility companies, and subject to relocation of utility lines, no objection to the abandonments have been received, and

WHEREAS, notices of an informal public hearing to consider the requested street and alley abandonments were posted in the area, and said hearing was held by the Planning Commission on April 16, 1984, and

WHEREAS, the Planning Commission by Resolution No. 84-72, adopted April 16, 1984, found and determined as follows:

1. Vacation and abandonment of the portion of Tenth Street and the two adjacent alleys as proposed is desirable and in the public interest to allow development of a community center project in downtown Modesto.
2. Traffic directed from Tenth Street by the abandonment can be adequately carried by other downtown streets, particularly 9th and 11th Streets.
3. The portion of Tenth Street and the two adjacent alleys proposed to be abandoned are not needed to serve present or future traffic needs in the area.

and

WHEREAS, the Planning Commission by said Resolution No. 84-72 recommended to the City Council the vacation and abandonment of Tenth Street between "K" and "L" Streets and the two alleys in Blocks 58 and 66 in the City of Modesto, subject to the following conditions:

1. That final action to abandon the street and alleys not be taken until acquisition of the Continental Trailways property is complete or other appropriate arrangements with Continental Trailways are made to eliminate their need for the rights-of-way.
2. That appropriate arrangements be made with affected utility companies for relocation of utility lines in the two alleys. Temporary easements should be granted for utilities which are not relocated prior to final abandonment action.
3. That physical closure of the street and alleys be accomplished in a manner to be determined by the City Council and in conjunction with development of the Community Center site.

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

SECTION 1. The Council of the City of Modesto hereby declares its intention to vacate and abandon Tenth Street between "K" and "L" Streets and the two alleys in Blocks 58 and 66 in the City of Modesto, subject to the conditions recommended by the Planning Commission in its Resolution No. 84-72, and hereinabove set forth. Said proposed vacation and abandonments are more particularly shown on that certain map entitled "Vacate and Abandon Tenth Street Between 'K' and 'L' and Alleys in Blocks 58 & 66 - LD84-C", dated March, 1984, which is on file in the office of the City Clerk, and more particularly described on Exhibit "A" attached hereto, and by this reference made a part hereof as though set forth in full herein.

SECTION 2. The Council of the City of Modesto hereby elects to proceed with the proposed vacation and abandonment of said street and public alleys referred to above, pursuant to the provisions of Division 9, Part 3, of the Streets and Highways Code of the State of California.

SECTION 3. Notice is hereby given that January 8, 1984, at the hour of 7:30 p.m., in the Council Chambers, 801 11th Street, Modesto, California, is hereby fixed as the time and place for hearing all persons interested in or objecting to the proposed vacation and abandonment of said street and public alleys.

SECTION 4. The City Clerk is hereby directed to cause to be published in full in The Modesto Bee, the official newspaper of the City of Modesto, the date, place and hour of said hearing once each week for two (2) successive weeks before the date set for said hearing.

SECTION 5. The Director of Planning and Community Development is hereby directed to cause notices of the proposed vacation and abandonment of Tenth Street between "K" and "L" Streets and the two alleys in Blocks 58 and 66 in the City of Modesto, to be posted conspicuously along the line of said street and public alleys proposed to be vacated and abandoned at least fourteen (14) days before the date set for the hearing. At least three (3) such notices shall be posted along the line of said street and each of said two public alleys. Such notices shall state the passage of this Resolution of Intention, the time and place for the hearing, and shall describe the street and alley rights-of-way proposed to be abandoned.

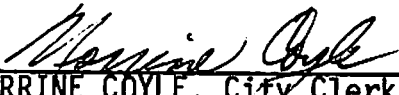
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of December, 1984, by Councilmember Bright, who moved its adoption, which motion

being duly seconded by Councilmember Sutton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton

NOES: Councilmembers: Acting Mayor Patterson

ABSENT: Councilmembers: Whiteside, Mayor Mensinger

ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By 
Engineering Services Department

LD 84-C

Parcels 58-1, 58-2, 66-3

VACATE AND ABANDON TENTH STREET BETWEEN "K" AND "L" AND THE ALLEYS IN BLOCKS 58 AND 66

All that real property in the State of California, County of Stanislaus, City of Modesto, being a portion of the South half of Section 29, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Parcel 58-1 (Tenth Street)

That portion of Tenth Street as delineated on the Official Map of the City of Modesto, as per map filed December 21, 1942 in Volume 15 of Maps, Stanislaus County Records, more particularly described as follows:

Beginning at the most Northerly corner of Block 58, said point being on the Southeastern line of 80.00 foot "L" Street; thence along the Northeasterly prolongation of the Northwestern boundary of said Block 58 and said Southeastern line of "L" Street, North $46^{\circ}30'30''$ East, 80.00 feet, to the most Westerly corner of Block 66, said point being on the Northeastern line of 80.00 foot Tenth Street; thence along the Southwestern boundary of said Block 66 and said Northeastern line of Tenth Street, South $43^{\circ}29'30''$ East, 400.00 feet, to the most Southerly corner of Block 66, said point being on the Northwestern line of 80.00 foot "K" Street; thence along the Southwesterly prolongation of the Southeastern boundary of Block 66 and said Northwestern line of "K" Street, South $46^{\circ}30'30''$ West, 80.00 feet, to the most Easterly corner of Block 58, said point being on the Southwestern line of Tenth Street; thence along the Northeastern boundary of Block 58 and said Southwestern line of Tenth Street, North $43^{\circ}29'30''$ West, 400.00 feet, to the point of beginning.

Parcel 58-2 (Alley in Block 58)

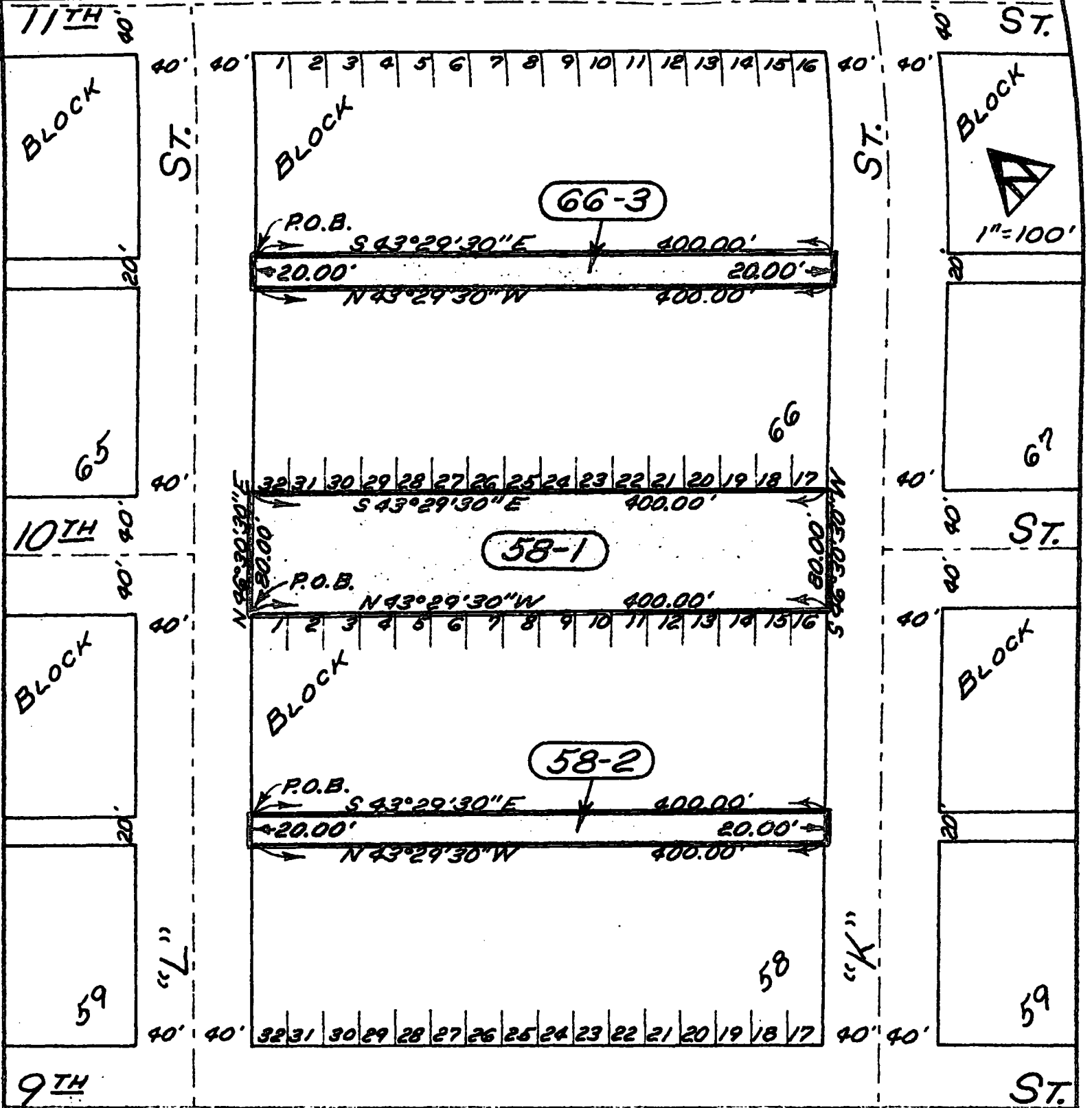
That portion of the alley in Block 58 as delineated on the Official Map of the City of Modesto, as per map filed December 21, 1942, in Volume 15 of Maps, Stanislaus County Records, described as follows:

Beginning at the most Westerly corner of Lot 1 in Block 58, said point being on the Northeastern line of the 20.00 foot alley in said Block 58; thence along said Northeastern line of said alley, South $43^{\circ}29'30''$ East, 400.00 feet, to the most Southerly corner of Lot 16 in Block 58, said point being on the Northwestern line of 80.00 foot "K" Street; thence along said Northwestern line of "K" Street, South $46^{\circ}30'30''$ West, 20.00 feet, to the most Easterly corner of Lot 17 in Block 58, said point being on the Southwestern line of the 20.00 foot alley in Block 58; thence along said Southwestern line of said alley, North $43^{\circ}29'30''$ West, 400.00 feet. to the most Northerly corner of Lot 32 in Block 58, said point being on the Southeastern line of 80.00 foot "L" Street; thence along said Southeastern line of "L" Street, North $46^{\circ}30'30''$ East, 20.00 feet, to the point of beginning.

Parcel 66-3 (Alley in Block 66)

That portion of the alley in Block 66 as delineated on the Official Map of the City of Modesto, as per map filed December 21, 1942, in Volume 15 of Maps, Stanislaus County Records, described as follows:

Beginning at the most Westerly corner of Lot 1 in Block 66, said point being on the Northeastern line of the 20.00 foot alley in said Block 66; thence along said Northeastern line of said alley, South $43^{\circ}29'30''$ East, 400.00 feet, to the most Southerly corner of Lot 16 in Block 66, said point being on the Northwestern line of 80.00 foot "K" Street; thence along said Northwestern line of "K" Street, South $46^{\circ}30'30''$ West, 20.00 feet, to the most Easterly corner of Lot 17 in Block 66, said point being on the Southwestern line of the 20.00 foot alley in Block 66; thence along said Southwestern line of said alley, North $43^{\circ}29'30''$ West, 400.00 feet, to the most Northerly corner of Lot 32 in Block 66, said point being on the Southeastern line of 80.00 foot "L" Street; thence along said Southeastern line of "L" Street, North $46^{\circ}30'30''$ East, 20.00 feet, to the point of beginning.



RECOMMENDED BY:
JERRY BUTLER
 CITY OF MODESTO
 DEPARTMENT OF ENGINEERING
ALFRED KAUFMAN DIRECTOR
 R.E. 6743

DATE: *March, 1984*
 DRAWN: *J. Christiansen*
 CHECKED:

VACATE AND ABANDON
 TENTH STREET BET. "K"
 AND "L" AND ALLEYS IN
 BLOCKS 58 & 66 - LDB4-C

DATE: _____ BY: _____

FLD. BK. & PG. _____

W. O. NO. _____

FILE NUMBER
4-A-674

MODESTO CITY COUNCIL
RESOLUTION NO. 84-958

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED TERRITORY FROM THE
BURBANK-PARADISE FIRE PROTECTION
DISTRICT IN STANISLAUS COUNTY.

WHEREAS, a portion of the Burbank-Paradise
Fire Protection District in Stanislaus County was annexed to the City of Modesto as
Houser Lane No. 2 Annexation to the City of Modesto
by Resolution No. 84-826 adopted on October 9, 1984, and said
annexation officially became a part of the City of Modesto on November 9, 1984,
and

WHEREAS, the Health and Safety Code of the State of California provides
that whenever any portion of such a District is included within a city by reason of
annexation, such portion may be withdrawn from the District by the filing with the
governing body of the District and the Stanislaus County Board of Supervisors, the
tax levying authority of the District, a copy of a resolution of the legislative
body of the city, describing the included portion, and declaring such portion withdrawn,
and

WHEREAS, it is to the best interests of the residents in the area of said
Fire Protection District which has been annexed to the City that the area be withdrawn
from said Fire Protection District and provided fire prevention and fire fighting
services by the City,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that
the territory, the description of which is attached hereto and made a part hereof
as though set forth in full herein, be withdrawn from the boundaries of the Burbank-
Paradise Fire Protection District in Stanislaus County. Said
withdrawal to be effective at 12:00 midnight on December 31, 1984.

BE IT FURTHER RESOLVED that the City Clerk be, and she is hereby directed to file a certified copy of this resolution with the governing body of the District and the Stanislaus County Board of Supervisors, the tax levying authority of the District.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of December, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None.

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwin L. Johnson
ELWIN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By John L. Chusterman
ENGINEERING SERVICES DEPARTMENT

HOUSER LANE NO. 2 ANNEXATION

All that real property in the State of California, County of Stanislaus, being a portion of the West half of Section 31, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by a Southwestern corner of the Carpenter - Houser Addition (372), as per description filed April 5, 1978, as Instrument 63081, Stanislaus County Records, said point being on the centerline of former 40.00 foot Houser Lane;

1. thence along the existing City Limits and an Eastern line of ADDITION (372), North $00^{\circ} 51'$ West, 1358.92 feet, to the Northeastern corner of said ADDITION (372), said corner being on the Southern line of the MARK TWAIN ADDITION (70), as per description filed June 22, 1956, as Instrument 17230, Stanislaus County Records;
2. thence continuing along the existing City Limits on said Southern line of ADDITION (70), said line being the Northern line of 45.00 foot California Avenue, North $89^{\circ} 55'$ East, 252.00 feet, to the Northwestern corner of the CALIFORNIA NO. 1 ANNEXATION (404), as per description filed June 12, 1979, as Instrument 82968, Stanislaus County Records;
3. thence continuing along the existing City Limits on the Western line of said ANNEXATION (404), South $00^{\circ} 51'$ East, 798.42 feet, to the Southwestern corner of ANNEXATION (404), said corner being on the Northern line of Parcel 1, as per map filed March 16, 1973 in Book 16 of Parcel Maps, Page 54, Stanislaus County Records;
4. thence continuing along the existing City Limits on the Southern line of ANNEXATION (404) and said Northern line of Parcel 1, North $89^{\circ} 55'$ East, 106.29 feet, to the Northwestern corner of Parcel 1;
5. thence leaving the existing City Limits and proceeding along the most Easterly line of Parcel 1, South $00^{\circ} 51'$ East, 252.83 feet, to a Southeastern corner of said Parcel 1;
6. thence along a Southern line of Parcel 1, South $89^{\circ} 48'$ West, 157.29 feet;
7. thence along an Eastern line of Parcel 1, South $00^{\circ} 51'$ East, 306.94 feet, to a point on said centerline of Houser Lane;
8. thence along the centerline of Houser Lane, South $89^{\circ} 48'$ West, 200.99 feet, to the point of beginning, containing 8.117 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 84-959

A RESOLUTION DETERMINING THAT THE PUBLIC INTEREST AND CONVENIENCE REQUIRE THAN AN AREA BE ANNEXED TO THE MODESTO MUNICIPAL SEWER DISTRICT NO. 1; SETTING FORTH A GENERAL DESCRIPTION OF THE AREA PROPOSED TO BE ANNEXED TO THE DISTRICT; AND NAMING A TIME AND PLACE FOR HEARING ON THE ANNEXATION OF SAID TERRITORY TO SAID DISTRICT AND PROVIDING FOR NOTICE THEREOF. (HOUSER LANE NO. 2 ANNEXATION TO THE CITY OF MODESTO.)

WHEREAS, there has been annexed to the City of Modesto by Resolution No.

84-826 on October 9, 1984, certain territory known as Houser Lane
No. 2 Annexation to the City of Modesto, and

WHEREAS, the inclusion of the area contained in Houser Lane No. 2
Annexation to the City of Modesto to the Modesto Municipal
Sewer District No. 1 of the City of Modesto is required by the public interest and
convenience,

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

SECTION 1. The public interest and convenience require that that certain
area annexed to the City of Modesto and known as Houser Lane No. 2 Annexation
to the City of Modesto (herein called the area proposed to be
annexed) be annexed to the Modesto Municipal Sewer District No. 1 (herein called the
"district") under the Community Facilities Law of 1911 (California Health and Safety
Code Sections 4600, et seq., herein called the "law") pursuant to Article 6 of the
law.

SECTION 2. A general description of the boundaries of the area proposed
to be annexed to the district is attached hereto and made a part hereof as though set
forth in full herein.

SECTION 3. The area proposed to be annexed to the Modesto Municipal Sewer District No. 1 is hereby designated as Modesto Municipal Sewer District No. 1 Annexation No. 237.

SECTION 4. The Council hereby declares that the area proposed to be annexed to the district will be benefited by such annexation.

SECTION 5. Tuesday, January 22, 1985, at the hour of _____ P.M., is hereby named as the time and the City Council Chambers, City Hall, 801 11th Street, Modesto, California, is hereby named as the place for the hearing by the Council of the City of objections by any person interested in the annexation of the territory proposed to be annexed. On said day fixed for the hearing, or any day to which the hearing is continued, the Council shall hear and consider all written and oral objections presented to the annexation of the territory proposed to be annexed. At the hearing the Council may exclude from the territory proposed to be annexed any area that in its opinion would not be benefited by inclusion within the Modesto Municipal Sewer District No. 1. The Council will not modify the boundaries of the territory proposed to be annexed so as to exclude from it any land which would in the judgement of the Council be benefited by inclusion within the Modesto Municipal Sewer District No. 1, nor will the Council include in the territory proposed to be annexed any lands which will not in its judgment be so benefited. Upon the final hearing, and after making all necessary and proper changes (if any) in the boundaries of the territory proposed to be annexed, the Council may, by resolution passed by a vote of two-thirds (2/3) of all of its members, annex the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 237.

SECTION 6. The City Clerk is hereby directed, upon the adoption of this resolution, to cause this resolution, together with the names of the members of the

Council voting for and against it, to be published once a week for at least two (2) weeks before the day fixed for the hearing in The Modesto Bee, a newspaper of general circulation printed and published in the City. The first of said publications shall be not more than sixty (60) days nor less than thirty (30) days prior to the date fixed for the hearing. The City Clerk is hereby further directed to cause copies of this resolution to be posted in three (3) public places within the area proposed to be annexed, which said public places are hereby fixed and determined by the Council as follows:

- (1) On the south side of California Avenue, on the east line of the annexation, approximately 100 feet west of Champagne Lane.
- (2) On the south side of California Avenue, on the west line of the annexation, approximately 693 feet east of Carpenter Road.
- (3) On the north side of Houser Lane, on the west line of the annexation, approximately 100 feet east of Wilma Drive.

Said posting shall be made not earlier than the sixtieth (60th) day nor later than the thirtieth (30th) day prior to the date fixed for the hearing. Not earlier than sixty (60) days nor later than thirty (30) days prior to the hearing a copy of this resolution, together with a map showing the boundary lines of the territory proposed to be annexed, shall be mailed postage prepaid;

(1) To each person to whom land in the area proposed to be annexed is assessed either (a) as such owner as shown on the last equalized county assessment roll of the County, at his address as shown upon said roll, or in the case of any real property assessed for purposes of general taxation by the State Board of Equalization then to the owner of such property as shown on the last roll of the State Board of Equalization transmitted to the County Auditor of the County at his address

as known to the City Clerk (and the City Clerk shall make diligent efforts to ascertain the names and addresses of all persons owning land in the area proposed to be annexed as of a date not more than thirty (30) days prior to the date of the hearing, including inspection by or for him of said last equalized county assessment roll, said roll of said State Board of Equalization, the County Assessor's records, the County Recorder's records, and inquiry at other sources); and

(2) To each person who has any interest in any land in the area proposed to be annexed whose name and address and a designation of the land in which he is interested is on file in the office of the City Clerk.

Any error, omission or mistake in any such mailing or any failure of any person to receive any such printed copy of this resolution (and such map) shall not invalidate the proceedings hereby initiated. Said publication, posting and mailing shall constitute notice of the hearing and no other notice of the hearing need be given.

SECTION 7. This resolution is adopted, and all proceedings for the annexation of the territory proposed to be annexed and designated as Modesto Municipal Sewer District No. 1 Annexation No. 237, shall be taken pursuant to the Law.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of December, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers None
ABSENT: Councilmembers None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By John R. Chusterman
ENGINEERING SERVICES DEPARTMENT

HOUSER LANE NO. 2 ANNEXATION

All that real property in the State of California, County of Stanislaus, being a portion of the West half of Section 31, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by a Southwestern corner of the Carpenter - Houser Addition (372), as per description filed April 5, 1978, as Instrument 63081, Stanislaus County Records, said point being on the centerline of former 40.00 foot Houser Lane;

1. thence along the existing City Limits and an Eastern line of ADDITION (372), North 00° 51' West, 1358.92 feet, to the Northeastern corner of said ADDITION (372), said corner being on the Southern line of the MARK TWAIN ADDITION (70), as per description filed June 22, 1956, as Instrument 17230, Stanislaus County Records;
2. thence continuing along the existing City Limits on said Southern line of ADDITION (70), said line being the Northern line of 45.00 foot California Avenue, North 89° 55' East, 252.00 feet, to the Northwestern corner of the CALIFORNIA NO. 1 ANNEXATION (404), as per description filed June 12, 1979, as Instrument 82968, Stanislaus County Records;
3. thence continuing along the existing City Limits on the Western line of said ANNEXATION (404), South 00° 51' East, 798.42 feet, to the Southwestern corner of ANNEXATION (404), said corner being on the Northern line of Parcel 1, as per map filed March 16, 1973 in Book 16 of Parcel Maps, Page 54, Stanislaus County Records;
4. thence continuing along the existing City Limits on the Southern line of ANNEXATION (404) and said Northern line of Parcel 1, North 89° 55' East, 106.29 feet, to the Northwestern corner of Parcel 1;
5. thence leaving the existing City Limits and proceeding along the most Easterly line of Parcel 1, South 00° 51' East, 252.83 feet, to a Southeastern corner of said Parcel 1;
6. thence along a Southern line of Parcel 1, South 89° 48' West, 157.29 feet;
7. thence along an Eastern line of Parcel 1, South 00° 51' East, 306.94 feet, to a point on said centerline of Houser Lane;
8. thence along the centerline of Houser Lane, South 89° 48' West, 200.99 feet, to the point of beginning, containing 8.117 Acres, more or less.

CLERK'S CERTIFICATE

I, Norrine Coyle, City Clerk of the City of Modesto, California, do hereby certify as follows:

The foregoing is a full, true and correct copy of a resolution duly adopted by at least a two-thirds (2/3) vote of all members of the Council at a regular meeting of said Council duly and regularly and legally called and held on due notice on December 11, 1984, of which meeting all of the members of said Council had due notice, and at which two-thirds (2/3) thereof were present and acting:

At said meeting said resolution was introduced upon motion of Councilmember Whiteside, seconded by Councilmember Lang, and adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger


NOES: Councilmembers: None

ABSENT: Councilmembers: None

I have carefully compared the same with the original minutes of said meeting on file and of record in my office and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes; and

Said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

DATED: December 11, 1984



City Clerk of the City of
Modesto, California

(SEAL)

Houser Lane No. 2 Annexation

MODESTO CITY COUNCIL
RESOLUTION NO. 84-960

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$2,690 FROM CONTINGENCY RESERVE TO ENGINEERING SERVICES ADMINISTRATION FOR MEMBERSHIP IN PRODUCT INFORMATION NETWORK

BE IT RESOLVED by the Council of the City of Modesto that the following appropriation transfer(s) are approved:

FROM: Contingency Reserve \$2,690
(61-02 8911 01)

TO: Membership and Dues - Product \$2,690
Information Network

The Product Information Network allows subscribers to request special information searches from the vast resources of this agency. It is recommended that the City subscribe to the PIN service which is oriented toward American Public Works Association's special technical interests. It is tantamount to hiring an information specialist at bargain rates.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of December, 19 84, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:


NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-961**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND VALLEY OAK ASSOCIATES TO ALLOW REIMBURSEMENT FOR COST OF INSTALLATION OF STORM DRAIN IN VALLEY OAKS SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Valley Oak Associates to allow for reimbursement of costs of installation of storm drain in Valley Oaks Subdivision

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of December, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:

Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-962

A RESOLUTION AMENDING THE ANNUAL BUDGET OF THE CITY OF MODESTO FOR FISCAL YEAR 1984-85 TO AMEND THE SPECIAL FUND FOR CAPITAL OUTLAYS, FUND NO. 13, TO FINANCE A STORM DRAIN INSTALLATION FOR VALLEY OAKS.

WHEREAS, the Council has approved an agreement with Valley Oaks Associates for the installation of a storm drain trunk line and appurtenances in conjunction with the Valley Oaks condominium project, and

WHEREAS, it is necessary to amend the Annual Budget of the City of Modesto for fiscal year 1984-85 to finance the installation of said storm drain line,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the 1984-85 Annual Budget of the City of Modesto for the Special Fund for Capital Outlays, Fund No. 13, be amended as follows:

1. The amount of \$91,441 appropriated in account 61.04-8911-13, Contingency for Pending Reserve Projects, be reduced \$45,240 to \$46,201.
2. The amount of \$53,320 appropriated in account 6019-7140-13, Orchard Drain Area, be increased \$45,240 to \$98,560.

BE IT FURTHER RESOLVED that the Director of Finance is hereby authorized to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of December, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-963

A RESOLUTION APPROVING THE FINAL MAP OF THE
NORTH HEIGHTS ESTATES
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, RESOURCE DEVELOPMENT and WASHINGTON SAVINGS,
AND LOAN, a joint venture, _____ is/~~are~~ possessed of a tract of land
situate in the City of Modesto, County of Stanislaus, consisting of 19.188 acres,
known as the NORTH HEIGHTS ESTATES Subdivision, and

WHEREAS, a tentative map of said tract was approved by the City
Planning Commission on the 1st day of August, 1983, and

WHEREAS, the Secretary of the Planning Commission of the City of
Modesto has certified that the final map of said tract substantially conforms to
the approved tentative map, and

WHEREAS, the City Engineer of the City of Modesto has certified that
the final map of said NORTH HEIGHTS ESTATES Subdivision
meets all of the provisions of the California Subdivision Map Act and the provisions
of the Modesto Municipal Code relating to subdivisions, and that the map is
technically correct, and

WHEREAS, all public improvements required by the City of Modesto have
been completed in said tract,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that said final map be approved; that the improvements completed in said tract be
accepted; that the streets, alleys and easements as shown thereon within the
boundaries of said tract be accepted on behalf of the public for public use; and
that the City Clerk be authorized to certify the map of said tract on behalf of
the City of Modesto after the fees and deposits required by the Modesto Municipal

Code in amounts determined by the City Engineer have been paid.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of December, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-964

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 7-4-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON. (PAN CAPITAL, INC.)

WHEREAS, on December 18, 1984, the City Council introduced Ordinance No. 2303-C.S. giving approval to a project relating to an amendment to Section Map 7-4-9 of the Zoning Map of the City of Modesto to reclassify certain property, located at the southwest corner of Hatch Road and Ustick Road, from Low Density Residential Zone, R-1, to Medium Density Residential Zone, R-2, and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 7-4-9 of the Zoning Map of the City of Modesto to reclassify certain property, located at the southwest corner of Hatch Road and Ustick Road, from Low Density Residential Zone, R-1, to Medium Density Residential Zone, R-2.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of December, 1984, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Councilmember Bright, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-965

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED-DEVELOPMENT ZONE, P-D(364). (JIM LAMATIS)

WHEREAS, a verified application for an amendment to Section 19-3-10 of the Zoning Map was filed by Jim Lamatis on September 28, 1984, to reclassify from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D, the following described property:

R-1 to P-D(364)

ALL that certain real property being parcels "1, 2, and 3" as shown on the Official Map filed in Book 18 of Parcel Maps, at Page 9, Stanislaus County Records, lying in a portion of the North half of the Northwest quarter of Section 19, Township 3 South, Range 10 East, Mount Diablo Base and Meridian, City of Modesto, State of California, more particularly described as follows:

COMMENCING at the Southwest corner of said parcel "2", said corner lying on the East right-of-way line of Claus Road; thence North $0^{\circ}39'16''$ West along said East right-of-way line of Claus Road, 447.42 feet to the beginning of a tangent curve, concave to the Southeast, having a radius of 15.00 feet and a central angle of $90^{\circ}19'14''$; thence Northeasterly along the arc of said curve, 23.65 feet to a point on the south right-of-way of Parker Road; thence North $89^{\circ}39'58''$ East along said South right-of-way line of Parker Road, 66.19 feet to the beginning of a tangent curve, concave to the Northwest, having a radius of 230.00 feet and a central angle of $27^{\circ}16'04''$; thence Northeasterly along the arc of said curve, 109.46 feet; thence North $62^{\circ}23'54''$ East, 34.18 feet to the beginning of a tangent curve, concave to the Southeast, having a radius of 170.00 feet and a central angle of $27^{\circ}14'42''$; thence Northeasterly along the arc of said curve, 80.84 feet; thence North $89^{\circ}38'36''$ East, 635.28 feet to the Northeast corner of said Parcel "3"; thence South $0^{\circ}31'18''$ East along the East property line of said Parcel "3", 537.07 feet to the Southeast corner of said Parcel "3"; thence North $89^{\circ}27'29''$ West along the South property line of said parcels "2 & 3", 929.41 feet to the point of beginning.

Including also the East 50.00 feet of Claus Road, all of Parker Road and that portion of Modesto Irrigation Lateral Number 3 located between the North line of said Section 19 and said parcels 1, 2 and 3 and all being immediately adjacent to the above described property.

and

WHEREAS, after public hearing held on November 5, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, it was found and determined by the Planning Commission, by its Resolution No. 84-174, that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The proposed shopping center location has been determined to be an alternate to the Claus/Scenic corner and thus fulfills the General Plan designation for a neighborhood shopping center to serve the adjoining neighborhoods.
2. The added traffic movement generated by the proposed project can be handled adequately due to its location at the intersection of two major streets and an expressway.
3. The P-D plan and conditions of approval assure a degree of compatibility consonant with the future and existing residential areas to the south and west.

WHEREAS, after a public hearing held on December 18, 1984, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Jim Lamatis for a Planned-Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 84-174 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2305 -C.S. on the 18th day of December, 1984, reclassifying the above-described property from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D(364).

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

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned-Development Zone, P-D(364), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan titled "Site Plan to Accompany Application for Planned Development" as amended in red, stamped approved by the Planning Commission on November 5, 1984.
2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation in accordance with Section 10-2.1515 of the Modesto Municipal Code. Screen landscaping shall be installed along the south and east property lines.
3. Fencing shall be constructed prior to occupancy and shall be as follows:

Eight-foot decorative masonry wall along south and east property lines.
4. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.
5. The developer shall dedicate and/or improve sufficient right-of-way as required by the Director of Engineering Services to complete Claus Road and Parker Road to major street standards prior to occupancy or upon demand by the City, whichever occurs first.
6. Prior to issuance of a building permit, street improvement plans shall be approved by the Director of Engineering Services.
7. Prior to issuance of a building permit the developer shall dedicate public utility easements as required by the utility companies and the Director of Engineering Services.
8. Irrigation lines shall be removed or relocated as required by the Modesto Irrigation District and the Director of Engineering Services. Easements for irrigation lines to remain shall be dedicated.
9. The development shall be served by positive storm drainage as required by the Director of Engineering Services.

10. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.
11. Trash bins shall be kept in enclosures in accordance with the approved plan, and shall be constructed of the same building materials used in the major buildings as determined by the Director of Planning and Community Development.
12. Prior to issuance of a building permit, the developer shall pay storm drainage fees in accordance with those established for the Claus Road Storm Drainage District.
13. All businesses may be open to the public only between the hours of 7 a.m. and 10 p.m. seven days a week, unless a use permit for each business seeking additional hours is obtained from the Board of Zoning Adjustment.
14. No operations conducted on the premises shall cause an unreasonable amount of noise, odor, dust, mud, smoke, vibration, or electrical interference detectable off the premises. All machinery or equipment shall be soundproofed as required by the Director of Engineering Services.
15. The loading dock areas in the shopping center may not be used for outside storage of any type of material.
16. All activities in the loading dock area, including the parking of trucks, may be conducted only between the hours of 7 a.m. and 10 p.m.
17. The 30,000 square foot supermarket shall be the first use to open for business in the shopping center.
18. Two freestanding shopping center identification signs shall be permitted, one each on the Claus Road and Parker Road frontages. These signs shall not exceed 72 sq. ft. in area and 20 feet in height. All other signs in the shopping center shall comply with the sign requirements of the H-1 Zone.
19. No signs shall be permitted on the south and east faces of the buildings.
20. Prior to issuance of a building permit, the developer shall pay the City of Modesto the cost of planting street trees, the number as determined by the Director of Engineering Services.

21. All curbcuts serving two-way driveways shall be widened to 41 feet in width.
22. Prior to issuance of a building permit, the developer shall show on the plans submitted to Building Inspection all fire hydrants as required by the Fire Chief. All hydrants required by the Fire Chief shall be installed and operable prior to construction of any structures.
23. The parking areas shall be landscaped in accordance with the prevailing requirements of the Comprehensive Rewrite of the Zoning Regulations, tentatively approved by the Planning Commission but yet to be approved by the City Council.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D(364):

- Phase I Supermarket and ancillary shops, construction to start on or before January 1, 1988, completion to be by January 1, 1990.
- Phase II Drugstore and remainder of project, construction to start on or before January 1, 1990, completion to be by January 1, 1992.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-approved development plan shall be made in accordance with the provisions of Section 10-2.2708 of the Modesto Municipal Code.

SECTION 4. COMPLIANCE WITH CODE PROVISIONS, ETC. In all other respects said planned development shall be accomplished in accordance with and in strict adherence to the provisions of Article 27 of Title X of the Modesto Municipal Code relating to Planned-Development Zones and other applicable City laws, rules, regulations and procedures.

SECTION 5. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance reclassifying the above-described property to Planned-Development Zone, P-D(364) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of December, 19 84, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By William Smith
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 84-966

A RESOLUTION CERTIFYING REVIEW OF ENVIRONMENTAL ASSESSMENT AND DIRECTING THE DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT TO FILE A NOTICE OF DETERMINATION OF THE ENVIRONMENTAL IMPACT RELATING TO AN AMENDMENT TO SECTION MAP 19-3-10 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON.
(JIM LAMATIS)

WHEREAS, on December 18, 1984, the City Council introduced Ordinance No. 2305-C.S. giving approval to a project relating to an amendment to Section Map 19-3-10 of the Zoning Map of the City of Modesto to reclassify certain property, located on the southeast corner of Claus Road and Parker Road, from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(364), and

WHEREAS, the City Council certifies that at said Council meeting it reviewed and considered the findings of the City of Modesto Environmental Assessment Committee which resulted in a negative declaration in regard to the environmental impact of the subject project,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Planning and Community Development of the City of Modesto is hereby directed to file or cause to be filed with the Stanislaus County Clerk a Notice of Determination in regard to the environmental impact of the subject project relating to an amendment to Section Map 19-3-10 of the Zoning Map of the City of Modesto to reclassify certain property, located on the southeast corner of Claus Road and Parker Road, from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(364).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of December, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-967

A RESOLUTION ESTABLISHING SIGN PERMIT FEES AND RESCINDING
RESOLUTION NO. 83-729.

WHEREAS, Section 10-2.3503(i) of the Modesto Municipal Code
authorizes the Council, by resolution, to establish sign permit fees, and

WHEREAS, City staff has recommended an increase in existing sign
permit fees to reflect increased costs, and

WHEREAS, the Council held a public hearing at its regular meeting on
December 18, 1984, to consider the recommended increase in the existing sign
permit fees,

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

SECTION 1. PAINTED WALL SIGNS. The fee shall be \$22.00 for each
painted wall sign.

SECTION 2. CHANGE OF COPY. The fee shall be \$22.00 for each sign
on which there is a change of copy.

SECTION 3. ALL OTHER SIGNS. The fee shall be \$27.00 for all other
signs.

SECTION 4. BUILDING AND ELECTRICAL PERMIT FEES. The above listed
fees are in addition to fees incident to the issuance of building and
electrical permits. Building and electrical permits are not required for
painted wall signs or for change of copy.

SECTION 5. REPEALS: Resolution No. 83-729 adopted by the Council
on November 8, 1983, is hereby rescinded effective January 31, 1985.

SECTION 6. EFFECTIVE DATE. The fees established by this resolution shall become effective on and after February 1, 1985.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of December, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Bright, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-968

A RESOLUTION ESTABLISHING INVESTIGATION AND PERMIT FEES
RELATING TO MOVING OF BUILDINGS AND RESCINDING RESOLUTION
NO. 83-732.

WHEREAS, Section 4-3.08 of the Modesto Municipal Code authorizes the Council to establish, by resolution, investigation and permit fees relating to the moving of buildings, and

WHEREAS, investigation and permit fees relating to moving of buildings have previously been established, and

WHEREAS, City staff has recommended an increase in said fees to reflect increased costs, and

WHEREAS, the City Council held a public hearing at its regular meeting on December 18, 1984, to consider the recommended fee increases,

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

SECTION 1. INVESTIGATION FEES:

(a) When the building to be moved is located inside the City limits and is to be moved to a new site in the City, an investigation fee in the sum of \$43.00 shall be paid to the Director of Finance upon filing each application for a House Moving Inspection Permit.

(b) When the building to be moved is located outside the City limits and is to be moved to a new site in the City, an investigation fee equal to the sum of the estimated direct salary of one inspector while making the investigation, plus the cost of travel calculated at 23¢ per mile, but in

no case less than \$43.00 shall be paid to the Director of Finance upon filing each application for a House Moving Inspection Permit.

(c) When the building to be moved is located inside the City limits and is to be moved to a new site outside the City limits, there is no investigation fee.

SECTION 2. PERMIT FEES. A permit fee in the sum of \$24.00 shall be paid to the Director of Finance upon issuance of each House Moving Permit.

SECTION 3. REPEALS. Resolution No. 83-732 adopted November 8, 1983, is hereby rescinded effective January 31, 1985.

SECTION 4. EFFECTIVE DATE. The fees established by this resolution shall become effective on and after February 1, 1985.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of December, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Bright, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-969

A RESOLUTION ESTABLISHING FILING FEES FOR SUBDIVISION AND
PARCEL MAPS AND RESCINDING RESOLUTION NO. 83-727

WHEREAS, Section 4-4.106 of the Modesto Municipal Code, provides that the Council, by resolution, shall establish filing fees for the processing of tentative and final subdivision and parcel maps and for other procedures required or authorized by Chapter 4 of Title IV of the Modesto Municipal Code, and

WHEREAS, City staff has recommended an increase in the filing fees for the processing of tentative and final subdivision and parcel maps, and other procedures, and

WHEREAS, the Council held a public hearing at its regular meeting on December 18, 1984, to consider the recommended increases in the filing fees for the processing of tentative and final subdivision and parcel maps and other procedures,

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

SECTION 1. FEES. Filing fees for maps and procedures required and authorized by Chapter 4 of Title IV of the Modesto Municipal Code are hereby established as follows:

- | | |
|---|----------|
| (a) Reversion to acreage | \$110.00 |
| (b) Final parcel map checking fee | \$230.00 |
| (c) Final (subdivision) map checking fee
for subdivisions of 10 or less lots | \$230.00 |

(d) Final (subdivision) map checking fee for subdivisions of 10 or more lots	\$230.00
Plus per each lot in excess of 10	\$ 5.00
(e) Parcel map improvement plan check fee	\$ 85.00
(f) Subdivision improvement plan check fee for subdivisions of 10 or less lots	\$140.00
(g) Subdivision improvement plan check fee for subdivisions of 10 or more lots	\$140.00
Plus each lot in excess of 10	\$ 3.00
(h) Property owners' association document checking fee	\$110.00
(i) Certificate of compliance	\$ 83.00
(j) Summary right of way abandonment	\$110.00

SECTION 2. REPEALS. Resolution No. 83-727 adopted by the Council on November 8, 1983, is rescinded effective January 31, 1985.

SECTION 3. EFFECTIVE DATE. The fees established by this resolution shall become effective on and after February 1, 1985.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of December, 1984, by Councilmember Sutton, who moved its adoption, which motion being

duly seconded by Councilmember Bright, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-970**

A RESOLUTION ADOPTING A SCHEDULE OF FEES IN CONNECTION WITH ENCROACHMENT PERMITS AND INSPECTIONS REQUIRED BY THE CITY OF MODESTO AND RESCINDING RESOLUTION NO. 83-725.

WHEREAS, Section 5-6.08 of the Modesto Municipal Code provides that costs incurred by the City of Modesto for preparation of plans and specifications and inspections for construction of sewer laterals in the City shall be in accordance with a schedule of fees approved by the Council from time to time by resolution, and

WHEREAS, Section 7-1.108 of the Modesto Municipal Code provides that fees for services performed by the City of Modesto pursuant to Chapter 1 of Title VII of the Modesto Municipal Code relating to street improvements shall be in accordance with a schedule of fees approved by the City Council from time to time by resolution, and

WHEREAS, Section 7-2.14 of the Modesto Municipal Code provides that fees for inspection for the temporary closing of public ways in the City of Modesto shall be in accordance with a schedule of fees approved by the City Council from time to time by resolution, and

WHEREAS, Section 7-2.22 of the Modesto Municipal Code provides that fees for street paving performed by the City of Modesto shall be paid by permittees obtaining permits therefor from the City in accordance with a schedule of fees approved by the City Council from time to time by resolution, and

WHEREAS, Section 7-2.27 of the Modesto Municipal Code provides that fees for street cuts inspections performed by the City of Modesto shall be paid in accordance with a schedule of fees approved by the City Council from time to time by resolution, and

WHEREAS, Resolution No. 77-1081 entitled, "A Resolution Establishing Conditions for Issuing Encroachment Permits to Place Newspaper Racks in Sidewalk Planting Strips" in the City of Modesto, provides that inspection fees shall be charged in accordance with a schedule of fees approved by the City Council from time to time by resolution, and

WHEREAS, City staff has recommended an increase in the fees authorized by the above sections of the Modesto Municipal Code and Resolution No. 77-1081, and

WHEREAS, the Council held a public hearing at its regular meeting on December 18, 1984 to consider the recommended increase in the fees authorized by the above sections of the Modesto Municipal Code and Resolution No. 77-1081,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the "Schedule of Encroachment Permit Fees", attached hereto as Exhibit "A", is hereby adopted as the fees to be charged for work or inspections performed by the City of Modesto in connection with encroachment permits.

BE IT FURTHER RESOLVED that Resolution No. 83-725 adopted by the City Council on November 8, 1983, is hereby rescinded effective January 31, 1985.

BE IT FURTHER RESOLVED that this resolution shall become effective on and after February 1, 1985.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of December, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Bright, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

Resolution # _____

EXHIBIT A

SCHEDULE OF ENCROACHMENT PERMIT FEES

TYPE PERMIT(6)	BASIC PERMIT(5) & INSP.	STAKING(1)	CRACK FILLING	PAVING(1)	CODE OR RES. REFERENCE
1. Curbs and curb cuts	\$35.00/lot(7)				
2. Sidewalks	\$17.00/lot(7)	1.85/1.f.	----	by City	7-1.108
3. Sewer Service from lot to sewer lateral	\$21.00/each	----	----	----	7-1.108
4. Sewer Laterals(2)	\$ 0.55/1.f.		\$.44/1.f. of trench	\$3.50/s.f.(9)	5-6.08; 7-2.22
5. Newspaper Racks	\$16.00/each	0.60/1.f.	\$.44/1.f. of trench	\$3.50/s.f.(9)	5-6.08; 7-2.22
6. Storm Drains (through curb)	\$16.00/each	----	----	----	7-1.108
7. Utilities(3) Major Const.	\$42.00/each	----	----	----	7-1.108
8. Utilities(3) Service and Repair	\$28.00/each	----	\$.44/1.f. of trench	\$3.50/s.f.(9)	7-2.27; 7-2.22
9. Street Closures (temporary)	\$59.00/each	----	included in permit fee	\$3.50/s.f.(9)	7-2.27; 7-2.22
10. Street Lights	\$34.00/each	----	----	----	7-2.14
11. Rock Wells or Storm Drain Connections	\$34.00/each	----	\$.44/1.f. of trench	----	7-1.108
		----	\$.44/1.f. of trench	----	7-1.108

2. Street Construction	\$30.00/lot(7)	----		----	7-1.108
3. Improvements(8)	\$34.00/lot(7)	----	\$.44/L.F. of trench	----	7-1.108
4. Other work not listed(10)	To be calculated	----	----	-----	7-1.108

- (1) Where no fee is shown, the work is to be performed by others as needed.
- (2) Small laterals or extensions designed and drawn by the City shall pay an additional \$1.10/l.f.
- (3) Utility relocation required for City projects is not subject to a charge.
- (4) (Deleted)
- (5) Costs shall be paid for emergency or other work performed by City for public health and safety in addition to the following minimum charges:
 - a. Cleanup or dust control
 - b. Temporary paving \$165.00 per street
 - c. Temporary barricades \$119.00 per street
\$ 70.00 per each
- (6) Permits are required for all work done in all public rights of way, including public utility easements.
- (7) For lots greater than 100' frontage, each 100' or part thereof is considered to be one "lot", (distance to be measured to nearest 100 feet).
- (8) Improvements not otherwise listed such as water line extensions, irrigation lines, irrigation line replacements, storm drain lines.
- (9) Chargeable only when paving is done by City.
- (10) To be calculated by Director of Engineering in each instance, based on the actual cost of doing the work including overhead.

MODESTO CITY COUNCIL
RESOLUTION NO. 84-971

A RESOLUTION ESTABLISHING A SEWER BOND REDEMPTION CHARGE
INSPECTION FEE AND RESCINDING RESOLUTION NO. 83-734.

WHEREAS, Section 5-6.04 of the Modesto Municipal Code provides for a
fee for inspection of property to determine the acreage to be used in
determining the sewer bond redemption charge imposed by said section, and

WHEREAS, the Council has previously adopted such a fee, and

WHEREAS, City staff has recommended an increase in said fee to
reflect increased costs, and

WHEREAS, the City Council held a public hearing at its regular
meeting on November 8, 1983, to consider the recommended fee increase,

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that it hereby establishes a Sewer Bond Redemption Charge Inspection Fee in
the amount of \$19.00 to be charged for each inspection of property to
determine the acreage to be used in determining the sewer bond redemption
charge imposed by Section 5-6.04 of the Modesto Municipal Code.

BE IT FURTHER RESOLVED that Resolution No. 83-734 adopted by the
Council on November 8, 1983, is hereby rescinded effective January 31, 1985.

BE IT FURTHER RESOLVED that this resolution shall become effective
on and after February 1, 1985.

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 18th day of December, 1984, by
Councilmember Sutton, who moved its adoption, which motion being

duly seconded by Councilmember Bright, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-972

A RESOLUTION ADOPTING A SCHEDULE OF FEES AND CHARGES FOR
WATER SERVICE IN THE CITY OF MODESTO AND RESCINDING
RESOLUTION NO. 83-736

WHEREAS, Sections 11-1.04, 11-1.05, 11-1.06, 11-1.09, and 11-1.14 of
the Modesto Municipal Code, provide that a schedule of fees and charges to be
charged to consumers for water services are to be established and set by the
Council from time to time by resolution, and

WHEREAS, the Council has previously adopted such a schedule of fees
and charges for water service, and

WHEREAS, the City staff has recommended an increase in said schedule
of fees and charges to be charged to consumers for water services in the City
of Modesto to reflect new and increased costs, and

WHEREAS, the City Council held a public hearing at its regular
meeting on December 18, 1984, to consider the recommended fee increases,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that it hereby adopts the following schedule of fees and charges for water
service to be charged to consumers for water services in the City of Modesto:

SCHEDULE OF FEES AND CHARGES
FOR WATER SERVICES

Modesto Municipal Code Reference	Name of Fee or Charge and Itemization	Fee or Charge
11-1.04	Water service installation charges	
	1" service	\$ 525.00
	1-1/2" service	535.00
	2" service	590.00
	Service larger than 2"	Cost
11-1.04	Additional Charge for each water service installation involving pavement removal and/or replacements.	\$ 220.00
	Charge for preparing reimbursement agreements which are related to water fees.	90.00
11-1.05(a)	Water main connection charges in territory within City for each square foot served.	.10
	Credit for volunteer installation of fire sprinklers in single-family dwellings and duplexes.	50.00
11-1.05(b)	Water main connection charges in territory outside the City for each square foot served.	.10
	Credit for volunteer installation of fire sprinklers in single-family dwellings and duplexes.	50.00
11-1.05(c) (4)	Fire hydrant installation, each	\$1,210.00
	Fire hydrant line to main per lineal foot	33.00
	Additional charge for each hydrant installation involving pavement removal and/or replacement.	275.00
11-1.05(d) (3)	Inspection fee to determine portion of parcel to be served by a water main connection, fee per parcel.	\$ 19.00

11-1.06 (e)	Meter installation cost	
	Each 1" meter	\$ 170.00
	Each 1" meter with traffic lid	205.00
	Each 1-1/2" meter	365.00
	Each 1-1/2" meter with traffic lid	405.00
	Each 2" meter	425.00
	Each 2" meter with traffic lid	465.00
	Each meter over 2"	Cost
11-1.09	Fire hydrant use service charge for each permit issued.	22.00
11-1.14(e)	Water bill delinquent charge.	2.00
11-1.14(e)	Water disconnection charge.	6.00
11-1.14(e)	Water reconnection charge.	6.00

BE IT FURTHER RESOLVED that Resolution No. 83-736, adopted by the Council November 8, 1983, is hereby rescinded effective January 31, 1985.

BE IT FURTHER RESOLVED that the above schedule of fees and charges shall become effective on and after February 1, 1985.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of December, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Bright, was upon roll call carried and the resolution adopted by the following vote:

- AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
- NOES: Councilmembers: None
- ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
 NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
 ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO 84-973

A RESOLUTION ESTABLISHING FEES AND CHARGES FOR COPIES OF VARIOUS MAPS AND PRINTS OBTAINED FROM THE CITY OF MODESTO AND RESCINDING RESOLUTION NO. 83-733.

WHEREAS, upon request, copies of various maps and prints are made available to the public by various departments of the City, and

WHEREAS, the Council has previously established fees and charges for obtaining said maps and prints, and

WHEREAS, the City staff has recommended an increase in some of said fees and charges to reflect increased costs, and

WHEREAS, the City Council held a public hearing at its regular meeting on December 18, 1984, to consider the recommended fee increases,

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

SECTION 1. The fees and charges set forth on Exhibit "A", which is attached hereto and made a part hereof as if set forth herein, are hereby established for copies of various maps and prints listed thereon which are obtained from the City of Modesto.

SECTION 2. No fees or charges shall be charged to governmental agencies which obtain copies of maps and prints.

SECTION 3. Resolution No. 83-733 adopted by the Council on November 8, 1983 is hereby rescinded effective January 31, 1985.

SECTION 4. EFFECTIVE DATE: This resolution shall become effective on and after February 1, 1985.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of December, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Bright, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

FEES AND CHARGES
FOR COPIES OF VARIOUS MAPS AND PRINTS
OBTAINED FROM THE CITY OF MODESTO

PRINTING FEES

Printing fees per sheet plus sales tax for copies of tentative and final subdivision maps and parcel maps.

A.	Mylar	\$8.13
B.	Sepia	\$2.28
C.	Blue-line	\$.42

DOCUMENT RETRIEVAL FEE

This fee covers the cost of interviewing the customer to determine his needs, searching of the vault or other files to find the needed document, drawing, aerial photo, map, microfilm, log book, etc. This is a fee that covers the prerequisite activity to reproduction of a document. This charge is in addition to any other reproduction costs listed herein. The Director of Engineering Services is authorized to waive the document retrieval fee for certain standard stock documents which he determines do not require the document retrieval activity.

Fee \$4.00

COPYING BY COMMERCIAL FIRMS

The charge for City documents reproduced by commercial firms shall be the exact amount that the firm charges the City including sales tax.

BLUE-LINE REPRODUCTION

The charge for in-house blue-line reproduction of maps, drawings, aerial photos, etc., shall be charged on a square foot basis, plus sales tax.

Fee \$.10/s.f.

SEPIA REPRODUCTION

The cost of reproduction on sepia of maps, drawings, aerial photos, etc., shall be on a square foot basis, plus sales tax.

Fee \$.23/s.f.

EXHIBIT A

MYLAR REPRODUCTION

The cost of reproduction on mylar of maps, drawings, aerial photos, etc., shall be on a square foot basis, plus sales tax.

Fee \$.60/s.f.

DRY SILVER PRINT FROM MICROFILM

The cost of producing a dry silver print from microfilm on equipment maintained by the Engineering Department shall be on a per image basis, plus sales tax.

Fee \$1.20/image

MODESTO CITY COUNCIL
RESOLUTION NO. 84-974

A RESOLUTION ESTABLISHING A FEE FOR PREPARATION OF SEWER
LINE REIMBURSEMENT AGREEMENTS AND RESCINDING RESOLUTION NO.
83-735.

WHEREAS, Section 5-6.10 of the Modesto Municipal Code provides for a
fee for preparation of sewer line reimbursement agreements, and

WHEREAS, the Council has previously adopted such a fee, and

WHEREAS, the City staff has recommended an increase in said fee to
reflect increased costs, and

WHEREAS, the City Council held a public hearing at its regular
meeting on December 18, 1984, to consider the recommended fee increase.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that it hereby establishes a Sewer Line Reimbursement Agreement Preparation
Fee in the amount of \$96.00 to be charged for preparation of each sewer line
reimbursement agreement.

BE IT FURTHER RESOLVED that Resolution No. 83-735, adopted by the
Council November 8, 1983, is hereby rescinded effective January 31, 1985.

BE IT FURTHER RESOLVED that the fee established by this resolution
shall become effective on and after February 1, 1985.

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 18th day of December, 1984, by
Councilmember Sutton, who moved its adoption, which motion being

duly seconded by Councilmember Bright, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-975

A RESOLUTION ESTABLISHING A CERTIFICATE OF COMPLIANCE FEE PAYABLE BY PERSONS WHO REQUEST A CERTIFICATE THAT PROPERTY ABOUT TO BE SOLD COMPLIES WITH THE SUBDIVISION MAP ACT AND RESCINDING RESOLUTION NO. 83-730.

WHEREAS, Section 66499.35 of the Subdivision Map Act provides that any person owning real property may request a City to file a Certificate of Compliance with the County Recorder that the real property in question complies with all applicable provisions of the Subdivision Map Act and that the City may impose a reasonable fee to cover the cost of issuing and recording the Certificate of Compliance,

WHEREAS, the Council has previously adopted such a fee, and

WHEREAS, City staff has recommended an increase in said fee to reflect increased costs, and

WHEREAS, the Council held a public hearing at its regular meeting on December 18, 1984, to consider the recommended increase in the Certificate of Compliance fee,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a fee of \$83.00 is hereby established payable by persons who request a certificate that property about to be sold complies with all provisions of the Subdivision Map Act.

BE IT FURTHER RESOLVED that Resolution No. 83-730 adopted on November 8, 1984, is hereby rescinded effective January 31, 1985.

BE IT FURTHER RESOLVED that the fees established by this resolution shall become effective on and after February 1, 1985.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of December, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Bright, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-976

A RESOLUTION ESTABLISHING A BUILDING COMPLIANCE INSPECTION
FEE AND RESCINDING RESOLUTION NO. 83-728.

WHEREAS, this Council has previously established a Building
Compliance Inspection Fee which is charged by the Building Official for
inspections to determine whether a building complies with the Housing Code
and/or the Dangerous Buildings Code, and

WHEREAS, City staff has recommended an increase in the Building
Compliance Inspection Fee to reflect increased costs, and

WHEREAS, the Council held a public hearing at its regular meeting on
December 18, 1984 to consider the recommended increase in the Building
Compliance Inspection Fee,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that a Building Compliance Inspection Fee of \$37.00 shall be charged by the
Building Official for inspections to determine whether a building complies
with the Housing Code and/or the Dangerous Buildings Code.

BE IT FURTHER RESOLVED that Resolution No. 83-728 adopted
November 8, 1983 is hereby rescinded effective January 31, 1985.

BE IT FURTHER RESOLVED that the fees established by this resolution
shall become effective on and after February 1, 1985.

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 18th day of December, 1984, by
Councilmember Sutton, who moved its adoption, which motion being

duly seconded by Councilmember Bright, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-977

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR FURNISHING ONE HEAVY EQUIPMENT TRAILER

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

SECTION 1. The plans and specifications for furnishing one heavy
equipment trailer

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on January 15, 1985, at 3:10 p.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 18th day of December, 1984,
by Councilmember Muratore, who moved its adoption, which motion
being duly seconded by Councilmember Patterson, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-978

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR FURNISHING ONE REFUSE BIN TRUCK

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

SECTION 1. The plans and specifications for the purchase of one refuse
bin truck

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on January 15, 1985, at 3:20 p.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 18th day of December, 1984,
by Councilmember Muratore, who moved its adoption, which motion
being duly seconded by Councilmember Patterson, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-979

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR FURNISHING ANNUAL TIRE RECAPPING REQUIREMENTS

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

SECTION 1. The plans and specifications for the purchase of annual
tire recapping requirements

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on January 8, 1985, at 3:15 p.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 18th day of December, 1984,
by Councilmember Muratore, who moved its adoption, which motion
being duly seconded by Councilmember Patterson, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-980

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR FURNISHING TURF EQUIPMENT

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

SECTION 1. The plans and specifications for the purchase of turf
equipment

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on January 15, 1985, at 3:00 p.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 18th day of December, 1984,
by Councilmember Muratore, who moved its adoption, which motion
being duly seconded by Councilmember Patterson, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-981

A RESOLUTION ACCEPTING THE BID OF COLLINS ELECTRICAL CO., INC. TO INSTALL FLASHING BEACONS ON PARADISE ROAD AT BURBANK SCHOOL

WHEREAS, Resolution No.84-915, adopted by the Council of the City of Modesto on November 20, 1984, approved the plans and specifications for the installation of flashing beacons on Paradise Road at Burbank School and authorized the calling for bids; and

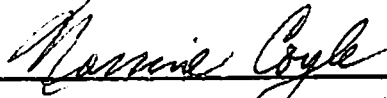
WHEREAS, the bids received for the installation of flashing beacons on Paradise Road at Burbank School were opened at 11:00 a.m. on December 11, 1984, and later tabulated by the Director of Parking and/ ^{Traffic} for the consideration of the Council; and

WHEREAS, the Director of Parking and/ ^{Traffic} has recommended that the bid of Collins Electrical Co., Inc. in the amount of \$10,500 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Collins Electrical Co., Inc. in the amount of \$10,500 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of December, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-982

A RESOLUTION REJECTING ALL BIDS FOR THE REROOFING OF THE FIRE PREVENTION BUREAU AND OPENED IN THE OFFICE OF THE CITY CLERK ON NOVEMBER 20, 1984

WHEREAS, Resolution No. 84-891, adopted by the Council of the City of Modesto on November 6, 1984, approved the plans and specifications for reroofing the Fire Prevention Bureau, and authorized the call for bids; and

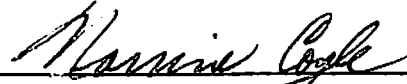
WHEREAS, the bids received for the reroofing of the Fire Prevention Bureau were opened at 11:00 a.m. on November 20, 1984, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the only bid received was 28% above the engineer's estimate, and staff recommends rejecting the bid and rebidding the project in the spring when roofing contractors have a lull in their workload, allowing us to receive more competitive bids.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that all bids received for the reroofing of the Fire Prevention Bureau, and opened in the office of the City Clerk on November 20, 1984, are hereby rejected.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of December, 1984, by Councilmember Muratore , who moved its adoption, which motion being duly seconded by Councilmember Patterson , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-983

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF ONE CODE-3 VEHICLE FROM THE STATE OF CALIFORNIA DEPARTMENT OF GENERAL SERVICES FOR THE TOTAL PRICE OF \$10,841

WHEREAS, the Fire Department presently has a need to replace a Battalion Chief's car which has seen many years of hard use; and


WHEREAS, the City has used the State's Cooperative Purchasing Program because the State purchases in such large numbers they can extend the savings to public agencies.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of one Code-3 vehicle is hereby waived.

BE IT FURTHER RESOLVED that purchase of one Code-3 vehicle from the State of California Department of General Services for the total price of \$10,841 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of December, 1984, by Councilmember Muratore , who moved its adoption, which motion being duly seconded by Councilmember Patterson , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: 
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-984**

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER APPROVAL OF THE CONFLICT OF INTEREST CODE OF THE OFFICE OF ECONOMIC DEVELOPMENT AND AMENDING THE CONFLICT OF INTEREST CODE FOR THE ENGINEERING SERVICES DEPARTMENT TO ADD THE ENGINEERING SYSTEMS MANAGER CLASSIFICATION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that January 15, 1985, at 4:00 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of the conflict of interest code of the Office of Economic Development and amending the conflict of interest code for the Engineering Services Department to add the Engineering Systems Manager classification.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of December, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: 
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-985**

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND AMTRAK TO PROVIDE TICKET SELLING AND RELATED INFORMATIONAL SERVICES THROUGH AMTRAK AGENTS FOR THE MODESTO TO RIVERBANK AMTRAK FEEDER BUS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and AMTRAK to provide ticket selling and related informational services through AMTRAK agents for the Modesto to Riverbank AMTRAK feeder bus

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of December, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-986

AMENDED

**A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
STORER TRANSIT SYSTEMS REGARDING THE CITY'S DIAL-A-RIDE SERVICE**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
amended
that the /agreement between the City of Modesto and Storer Transit
Systems regarding the City's Dial-A-Ride service and relating to the agreement
with AMTRAK to provide feeder bus service to and from the Riverbank AMTRAK station
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 18th day of
December, 1984, by Councilmember Muratore,
who moved its adoption, which motion being duly seconded by Council-
member Patterson, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, CITY CLERK

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-987**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
THE PUBLIC EMPLOYEES RETIREMENT SYSTEM FOR AN ACTUARIAL VALUATION OF EMPLOYEES
RETIRING BEFORE JANUARY 1, 1981**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and the Public Employees
Retirement System for an actuarial valuation of employees retiring before
January 1, 1981

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 18th day of
December, 1984, by Councilmember Muratore,
who moved its adoption, which motion being duly seconded by Council-
member Patterson, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

A RESOLUTION ACCEPTING IMPROVEMENTS IN VINEYARD NO. 3 SUBDIVISION AND
AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, Bright Development, subdividers of
Vineyard No. 3 Subdivision, have filed subdivision bonds
for faithful performance and labor and materials in the amount of \$ 227,800.00
and \$ 113,900.00 respectively to guarantee improvements in Vineyard No. 3 Subdivision
; and

WHEREAS, the Director of Public Works in a memorandum dated December 12, 1984 ,
indicates that all work required by the subdivision agreement has been completed
to the satisfaction of the Public Works Department; and


WHEREAS, the Director of Public Works has indicated that it would be in order
for the City Council to accept the improvements in said subdivision as complete and
authorize the City Clerk to file notice of completion and release the subdivision
bonds upon expiration of the statutory period.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto:

1. The improvements in Vineyard No. 3 Subdivision are hereby
accepted.
2. The City Clerk is hereby authorized to release the subdivision bonds for
faithful performance in the amount of \$227,800.00 upon recordation of notice
of completion.
3. The City Clerk is hereby authorized to release the subdivision bonds for
labor and materials in the amount of \$113,900.00 upon expiration of the
statutory period.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 18th day of -December , 19 84 by Council-
member Muratore , who moved its adoption, which motion being duly seconded by
Councilmember Patterson, was upon roll call carried and the resolution adopted
by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-989

A RESOLUTION ADOPTING GUIDELINES FOR IMPLEMENTING THE ENVIRONMENTAL QUALITY ACT FOR THE CITY OF MODESTO.

WHEREAS, Sections 21000 et seq. of the California Public Resources Code, as amended, comprise the California Environmental Quality Act, and

WHEREAS, the Secretary of the California Resources Agency, pursuant to the provisions of California Public Resources Code Section 21083, has adopted revised "Guidelines for Implementation of the California Environmental Quality Act", which are dated August 1, 1983, and

WHEREAS, Section 21082 of the California Public Resources Code requires all public agencies to adopt objectives, criteria, and procedures consistent with the provisions of said Code sections and said California Resources Agency Guidelines for the evaluation of projects and the preparation of environmental impact reports, and

WHEREAS, Chapter 9 of Title IV of the Modesto Municipal Code (Sections 4-10.01 - 4-10.04) authorizes the adoption by resolution of guidelines for determining what projects may have a significant effect on the environment and for the preparation and approval of environmental impact reports, and

WHEREAS, this Council by Resolution Nos. 72-1137, 73-276, 74-130, 75-437, 77-14, 77-80, 78-457, 80-111, and 81-406 has previously adopted Environmental Impact Report Guidelines or amendments thereto, and

WHEREAS, the City's Environmental Assessment Committee has recommended that the revised Guidelines dated August 1, 1983, and issued by

the Secretary of the California Resources Agency be adopted by reference as the City of Modesto's Environmental Review Guidelines.

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

1. The "Guidelines for Implementation of the California Environmental Quality Act", dated August 1, 1983, issued by the Secretary of the California Resources Agency, three copies of which are on file in the office of the City Clerk, are hereby adopted by reference as Guidelines for Implementing the Environmental Quality Act for the City of Modesto.

2. The provisions of this resolution shall supersede and replace the provisions of Resolution No. 81-406 and the previous City of Modesto Guidelines adopted thereby; provided, however, that the review of all public and private projects commenced under said previous City of Modesto Guidelines shall be coordinated with procedures outlined in the Guidelines adopted hereby in completing the review and approval of such projects.

3. All actions heretofore taken by officials of the City of Modesto to review and approve public and private projects and actions for purposes of insuring compliance with the California Environmental Quality Act are hereby ratified and approved.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of December, 1984, by Councilmember Muratore, who moved its adoption, which motion being duly

seconded by Councilmember Patterson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger


NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-990

RESOLUTION TRANSFERRING A PORTION OF THE PRIVATE ACTIVITY
BOND ALLOCATION OF THE CITY OF MODESTO.

WHEREAS, pursuant to the Tax Reform Act of 1984 (Public Law 98-369) and the Governor's Proclamation of July 19, 1984 implementing said Act, the City of Modesto (the "City") has received a private activity bond allocation in the amount of \$6,391,000.00 for the calendar year 1984, and

WHEREAS, it is not expected that the City will utilize the full amount of such allocation for the issuance of private activity bonds during 1984, and

WHEREAS, the Proclamation permits the City to transfer to the State of California or any other local agency all or any portion of its private activity bond allocation in any calendar year, and

WHEREAS, the City wishes to cooperate with the State and other local governments which may need allocation in 1984, and

WHEREAS, the City understands that the State acting through its Debt Limit Allocation Committee is willing to act as a clearinghouse to assist in the most efficient utilization of allocations in 1984.

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

1. The City of Modesto hereby transfers to the State of California the aggregate amount of \$3,516,000.00 of the City's unused private activity bond allocation for 1984 under the Act and the Governor's Proclamation. Such allocation may be transferred by the California Debt Limit Allocation

Committee to any other state agency or local agency as such Committee may deem appropriate, and may be used by any such transferee for a carryforward election.

2. The City Clerk is hereby directed to immediately transmit a certified copy of this resolution to the California Debt Limit Allocation Committee.

3. This resolution shall take effect immediately upon its passage.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of December, 1984, by Councilmember Whiteside, who moved its adoption, which motion being duly seconded by Councilmember Lang, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

CLERK'S CERTIFICATE

I, the undersigned, the Clerk of the City Council of the City of Modesto, hereby certify that the foregoing is a full, true and correct copy of a resolution duly introduced and adopted at a regular meeting of the City Council of said City duly and regularly held on the 18th day of December, 1984, of which meeting all of the members of said City Council had due notice and at which a majority thereof were present; and that said resolution was adopted by the following vote:

AYES: Bright, Lang, Muratore, Patterson, Sutton, Whiteside,
Mayor Mensinger

NOES: None

ABSENT: None

I further certify that I have carefully compared the same with the original minutes of said meeting on file and of record in my office; that said resolution is a full, true and correct copy of the original resolution so adopted and entered in said minutes; and that said resolution has not been amended, modified or rescinded since the date of its adoption and is now in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Modesto this 18th day of December, 1984.



NORRINE COYLE, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 84-991

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR FURNISHING ONE HIGH DUMP STREET SWEEPER

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

SECTION 1. The plans and specifications for the purchase of one high
dump street sweeper
copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on January 22, 1985, at 3:00 p.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 26th day of December, 1984,
by Councilmember Bright, who moved its adoption, which motion
being duly seconded by Councilmember Muratore, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-992

A RESOLUTION ACCEPTING THE BID OF SWEeley'S MOBILE WORLD FOR FURNISHING ONE PORTABLE CLASSROOM

WHEREAS, Resolution No.84-879, adopted by the Council of the City of Modesto on November 6, 1984 , approved the plans and specifications for the purchase of one portable classroom and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of one portable classroom were opened at 3:00 p.m. on December 4, 1984 , and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, the Director of Finance has recommended that the bid of Sweeley's Mobile World in the amount of \$35,874 be accepted as the lowest responsible bid.

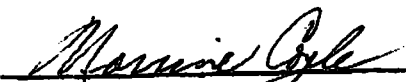
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Sweeley's Mobile World in the amount of \$35,874 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of December , 1984 , by Councilmember Bright , who moved its adoption, which motion being duly seconded by Councilmember Muratore , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside,

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-993

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
VALLEY LANDSCAPE AND MAINTENANCE FOR FURNISHING LANDSCAPE MAINTENANCE SERVICES
AT CITY PUMP STATIONS**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Valley Landscape and
Maintenance for furnishing landscape maintenance services at City pump stations

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 26th day of
December, 1984, by Councilmember Bright,
who moved its adoption, which motion being duly seconded by Council-
member Muratore, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-994**

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
BIBENS NURSERY FOR FURNISHING LANDSCAPE MAINTENANCE SERVICES FOR CITY LIFT STATIONS
AND ORCHARD AREA DRAINAGE BASIN**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Bibens Nursery for
furnishing landscape maintenance services for City lift stations and Orchard
area drainage basin

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 26th day of
December, 1984, by Councilmember Bright,
who moved its adoption, which motion being duly seconded by Council-
member Muratore, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-995

**A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
XEROX CORPORATION FOR FURNISHING ONE HIGH-VOLUME COPIER**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and the Xerox
Corporation for furnishing one high-volume copier to be used by the Police
Department

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 26th day of
December, 1984, by Councilmember Bright,
who moved its adoption, which motion being duly seconded by Council-
member Muratore, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-996

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING INSTALLMENT PURCHASE OF A USED AERIAL TRUCK FROM THE CITY OF PACIFICA

BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the installment purchase of a used aerial truck for use by the Fire Department, is hereby waived.

BE IT FURTHER RESOLVED that purchase of a used aerial truck from the City of Pacifica for the total price of \$74,000, is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of December, 1984, by Councilmember Bright , who moved its adoption, which motion being duly seconded by Councilmember Muratore , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Sutton, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-997

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING
CALL FOR BIDS FOR ORCHARD NEIGHBORHOOD PARK IRRIGATION LINE
REPLACEMENT

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

SECTION 1. The plans and specifications for the Orchard Neighborhood
Park irrigation line replacement
copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive
sealed bids for the above named project, to be opened in the office of the City
Clerk, 801 11th Street, in the City of Modesto, on January 15, 1985, at 11:00 a.m.
and the City Clerk is hereby directed to give notice inviting such sealed bids
in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed
and a report submitted to the Council.

The foregoing resolution was introduced at a regular meeting of the Council
of the City of Modesto held on the 26th day of December, 1984,
by Councilmember Bright, who moved its adoption, which motion
being duly seconded by Councilmember Muratore, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-998

A RESOLUTION ACCEPTING THE BID OF BARTON OVERHEAD DOOR, INC. FOR THE REPLACEMENT OF SECTIONAL STEEL DOORS AT THE CORPORATION YARD

WHEREAS, Resolution No. 84-930, adopted by the Council of the City of Modesto on December 4, 1984, approved the plans and specifications for the replacement of sectional steel doors at the corporation yard and authorized the calling for bids; and

WHEREAS, the bids received for the replacement of sectional steel doors at the corporation yard were opened at 11:00 a.m. on December 18, 1984, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the Director of Engineering has recommended that the bid of Barton Overhead Door, Inc. in the amount of \$16,964 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Barton Overhead Door, Inc. in the amount of \$16,964 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of December, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-999

A RESOLUTION ACCEPTING THE CONSTRUCTION OF OAKDALE ROAD FROM 292.5 FEET NORTH OF BRIGGSMORE TO FLOYD AVENUE AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering that the construction of Oakdale Road from 292.5 feet north of Briggsmore to Floyd Avenue has been completed by Teichert Construction Co.

in accordance with the contract agreement dated August 14, 1984.

NOW, THEREFORE, BE IT RESOLVED that the construction of Oakdale Road from 292.5' north of Briggsmore to Floyd Avenue be accepted from said contractor, Teichert Construction Co.;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$472,377.61 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of December, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-1000

A RESOLUTION REJECTING APPLICATION FOR LEAVE TO PRESENT LATE CLAIM ON BEHALF OF CLAIMANT RONALD ZIRKLE, RECEIVED IN THE OFFICE OF THE CITY CLERK, CITY OF MODESTO

WHEREAS, an application for leave to present late claim on behalf of the claimant, Ronald Zirkle, against the City of Modesto was received on December 13, 1984, in the office of the City Clerk.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the application for leave to present late claim on behalf of claimant, Ronald Zirkle, against the City of Modesto, received on December 13, 1984, in the office of Norrine Coyle, City Clerk, City of Modesto, is hereby rejected.

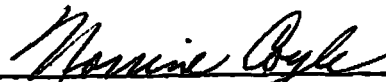
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of December, 1984, by Councilmember Bright , who moved its adoption, which motion being duly seconded by Councilmember Muratore , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST:



NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-1001

A RESOLUTION SUPPORTING THE ALCOHOLISM COUNCIL OF
STANISLAUS' NON-ALCOHOLIC NEW YEAR'S EVE PARTY.

WHEREAS, the Alcoholism Council of Stanislaus is sponsoring a
non-alcoholic New Year's Eve party on December 31, 1984, for the youth of the
community, and

WHEREAS, the City of Modesto's Youth Commission has recommended that
this council support the party.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that it supports the non-alcoholic New Year's Eve party being sponsored by the
Alcoholism Council of Stanislaus for the youth of the community.

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 26th day of December,
1984, by Councilmember Lang, who moved its adoption, which motion
being duly seconded by Councilmember Whiteside, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside,
Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: *Norrine Coyle*
MORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-1002

A RESOLUTION APPROVING THE APPLICATION AND THE PROJECT AGREEMENT FOR HISTORIC PRESERVATION GRANT FUNDS FOR THE MCHENRY MANSION PROJECT FROM THE CALIFORNIA PARK AND RECREATIONAL FACILITIES ACT OF 1984.

WHEREAS, the Legislature under the California Park and Recreational Act of 1984 has authorized the establishment of a Historic Preservation Grant Program, providing matching funds to the political subdivisions of the State for historic preservation projects, and

WHEREAS, the California Office of Historic Preservation in the Department of Parks and Recreation is responsible for the administration of the program within the State, setting up necessary rules and procedures governing application by local agencies under the program, and

WHEREAS, said adopted procedures established by the Department of Parks and Recreation require the applicant to certify by resolution the approval of applications and the availability of local matching funds prior to submission of said applications to the State,

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Modesto hereby:

1. Approves the filing of an application for the Historic Preservation Grant assistance for project, and
2. Appoints the City Manager or his/her authorized deputy as agent of the City of Modesto to coordinate, process, and execute all contracts, agreements, amendments and ancillary documents within the scope of the attached application, and

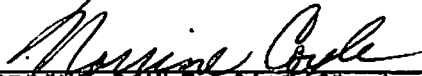
3. Agrees that all required local matching funds will be provided for the project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of December, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 84-1003

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON REPORT OF WORK AND COST OF CONSTRUCTION OF IMPROVEMENTS ALONG CERTAIN STREETS IN THE CITY OF MODESTO (CALIFORNIA, GRANGER AND SPENCER AVENUES)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that January 22, 1985, at 7:30 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of the attached list of locations (Schedule "A") on the cost of construction of improvements as described in said list.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of December, 1984, by Councilmember Bright, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST:


NORRINE COYLE, City Clerk

SCHEDULE "A"

- a. Curb and sidewalk along California Avenue at 717 Spencer Avenue, a portion of Block 4104 (Carolyn F. Johnson Gamble - \$2,572.00)
- b. Curb and sidewalk at 713 California Avenue, a portion of Block 4104 (Christine D. Harmon - \$1,212.00)
- c. Curb and sidewalk at 200 E. Granger Avenue, a portion of Block 1235 (Max Kleinknecht - \$1,919.00)
- d. Sidewalk at 1125 Amherst Avenue, a portion of Block 842 (Ronald W. Posey - \$420.00)
- e. Curb and sidewalk at 725 California Avenue, a portion of Block 4104 (Bill Weinmaster - \$1,416.00)
- f. Curb and sidewalk at 821 California Avenue, a portion of Block 4104. (Westside Neighborhood Church - \$4,284.00)

**MODESTO CITY COUNCIL
RESOLUTION NO. 84-1004**

RETENTION ESCROW

**A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
DYN CONSTRUCTION CORPORATION AND THE BANK OF AMERICA ON THE UNIT 1 WASTEWATER
TREATMENT PLANT EXPANSION PROJECT**

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Dyn Construction
Corporation and the Bank of America to enter into an escrow agreement instead of
retaining 10% of the progress payments on the Unit 1 Wastewater Treatment Plant
expansion project

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 26th day of
December, 1984, by Councilmember Bright
who moved its adoption, which motion being duly seconded by Council-
member Muratore, was upon roll call carried and the resolu-
tion adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-1005

RE-
A RESOLUTION /APPOINTING MEMBERS OF THE PLANNING COMMISSION (RICHARD SHAFFER
AND GILBERT STURGIS)

WHEREAS, Section 1102 of the Charter of the City of Modesto
authorizes the City Council to appoint members to various Boards and
Commissions;

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

SECTION 1. The following person is hereby appointed to the
Planning Commission for the respective
term as indicated:

Richard Shaffer - term expires 1/1/89

Gilbert Sturgis - term expires 1/1/89

SECTION 2. The City Clerk is hereby directed to transmit a copy
of this resolution to the newly/re-appointed member of the
Planning Commission and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 26th day of December,
1984, by Councilmember Sutton, who moved its adoption,
which motion being duly seconded by Councilmember Whiteside, was
upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-1006

RE-
A RESOLUTION /APPOINTING MEMBER OF THE BOARD OF PERSONNEL APPEALS
(LESLIE MAY)

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions;

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

SECTION 1. The following person is hereby appointed to the Board of Personnel Appeals for the respective term as indicated:

Leslie May - term to expire 1/1/89

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly/^{re-}appointed member of the Board of Personnel Appeals and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of December, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-1007

RE-
A RESOLUTION/APPOINTING MEMBER OF THE CULTURE COMMISSION (HECTOR LOZANO)

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions;

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

SECTION 1. The following person is hereby appointed to the Culture Commission for the respective term as indicated:

Hector Lozano - term to expire 1/1/89

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly/re-appointed member of the Culture Commission and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of December, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES: Councilmembers: None
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-1008

RE-
A RESOLUTION /APPOINTING MEMBER OF THE HUMAN RELATIONS COMMISSION
(JACK SCHMID)

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions;

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

SECTION 1. The following person is hereby appointed to the Human Relations Commission for the respective term as indicated:

Jack Schmid - term to expire 1/1/89

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly/re-appointed member of the Human Relations Commission and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of December, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST:


NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-1009

RE-
A RESOLUTION/APPOINTING MEMBER OF THE D.I.D. ADVISORY BOARD (DENNIS WILSON)

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions;

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

SECTION 1. The following person is hereby appointed to the D.I.D. Advisory Board for the respective term as indicated:

Dennis Wilson - term to expire 3/28/88

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly/appointed member of the D.I.D. Advisory Board and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of December, 1984, by Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Whiteside, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmembers:	Bright, Lang, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 84-1010

RE-
A RESOLUTION APPOINTING MEMBER OF THE AIRPORT ADVISORY COMMITTEE (JIM SORENSEN)
AND APPOINTING DAVID MESENHIMER

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

SECTION 1. The following person is hereby appointed to the Airport
Advisory Committee for the respective term as indicated:

Reappointing Jim Sorensen - term to expire 1/1/89

Appointing David Mesenhimer - term to expire 1/1/86

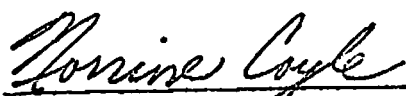
SECTION 2. The City Clerk is hereby directed to transmit a copy
of this resolution to the newly appointed member of the Airport
Advisory Committee and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 26th day of December , 19 84 ,
by Councilmember Sutton , who moved its adoption, which motion being
duly seconded by Councilmember Whiteside , was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmembers: Bright, Lang, Muratore, Patterson, Sutton,
Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: 
NORRME COYLE, City Clerk